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## The President

### EXECUTIVE ORDER 9744A

TRANSFERRING THE REVIEW COMMITTEE ON DEFERMENT OF GOVERNMENT EMPLOYEES TO THE OFFICE OF WAR MOBILIZATION AND RECONVERSION

By virtue of the authority vested in me by the Constitution and Statutes, including Title I of the First War Powers Act, 1941, and as President of the United States, it is hereby ordered as follows:

1. There are hereby transferred to the Office of War Mobilization and Reconversion and to the Director of War Mobilization and Reconversion, respectively, the Review Committee on Deferral of Government Employees (provided for in section 1 of Part II of Executive Order No. 9309 of March 6, 1943, and transferred to the Department of Labor by Executive Order No. 9617 of September 19, 1945), together with its functions, records, property, personnel, and funds, and the functions of the Secretary of Labor with respect to the said Committee.

2. Such measures and disposition as may be determined by the Director of the Bureau of the Budget to be necessary to effectuate the transfers provided for in this order shall be carried out by such agencies and in such manner as the Director may direct.

3. All prior authorities, regulations, rulings, and other directives relating to the functions transferred by this order shall remain in effect except as they are inconsistent herewith or are hereafter amended or revoked under proper authority.

HARRY S. TRUMAN

THE WHITE HOUSE,  
June 29, 1946.

[F. R. Doc. 46-11588; Filed, July 1, 1946;  
11:11 a. m.]

### EXECUTIVE ORDER 9745

PROVIDING FOR THE INTERIM ADMINISTRATION OF CERTAIN CONTINUING FUNCTIONS OF THE OFFICE OF PRICE ADMINISTRATION

WHEREAS although the Emergency Price Control Act of 1942, as amended, and the Stabilization Act of 1942, as amended, will terminate on June 30, 1946, there are nevertheless certain functions, powers and duties of the President, the Office of Price Administration, and the Price Administrator thereunder that will continue beyond that date, particularly with respect to offenses committed or rights and liabilities incurred thereunder prior to said termination date; and

WHEREAS certain functions, powers, and duties with respect to allocation and rationing that are vested in the President by Title III of the Second War Powers Act, as amended, and that have been delegated to the Office of Price Administration and the Price Administrator are not affected by the termination of the said Emergency Price Control Act and the said Stabilization Act, and it is desirable that provision be made for their continued administration on an interim basis, pending further legislative action on price control and stabilization:

NOW, THEREFORE, by virtue of the authority vested in me by the Constitution and the statutes, particularly by Title I of the First War Powers Act and Title III of the Second War Powers Act, as amended, as President of the United States and Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

The Office of Price Administration and the Price Administrator are directed to continue to exercise and perform all those functions, powers, and duties vested in them under or pursuant to the Emergency Price Control Act of 1942, as amended, and the Stabilization Act of 1942, as amended, which do not terminate by reason of the termination of those Acts on June 30, 1946, and all functions, powers, and duties delegated to them under or pursuant to Title III

(Continued on p. 7329)

## CONTENTS

### THE PRESIDENT

EXECUTIVE ORDERS:	Page
Government employees, transfer of committee on deferment to Office of War Mobilization and Reconversion.....	7327
Office of Price Administration, interim administration of certain continuing functions.....	7327
Panama Canal, authorizing Secretary of War and Governor to perform certain functions.....	7329

### REGULATIONS AND NOTICES

AGRICULTURE DEPARTMENT:	
Federal Seed Act regulations; Kentucky bluegrass, exemptions from labeling requirements.....	7330
Grain:	
Wheat and flour (WFO 144, Am. 9).....	7332
Wheat set aside reduction and suspension of requirements of sale by producers and trucker merchants (WFO 144, Am. 10).....	7332
Livestock and meats:	
Set aside reductions:	
Beef (WFO 75-2, Am. 41).....	7331
Canned meat (WFO 75-9, Am. 1).....	7332
Pork (WFO 75-3, Am. 35).....	7332
Veal (WFO 75-4, Am. 10).....	7332
Termination of livestock slaughter restrictions (WFO 75-7, Termination).....	7332
Milk handling:	
Cincinnati, Ohio, area.....	7331
New York metropolitan area.....	7330
ALIEN PROPERTY CUSTODIAN:	
Vesting orders, etc.:	
Löw, Margareta.....	7348
Meyer, Trina.....	7348
Moosmann, Maria.....	7348
CIVILIAN PRODUCTION ADMINISTRATION:	
Duck for cotton pick sacks (M-317, Dir. 23).....	7336





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### CONTENTS—Continued

CIVILIAN PRODUCTION ADMINISTRATION—Continued.	Page
Imports (M-63).....	7335
Priorities system operation:	
Cotton tent twill, disposal by War Assets Administration for making fumigating tents for citrus fruit trees (PR 13, Revocation of Dir. 18).....	7334
Newsprint inventories (PR 32, Revocation of Dir. 7).....	7334
Tractors, farm type wheel and track-laying, export (L-356).....	7334
COAST GUARD:	
Approval of equipment.....	7390
Withdrawal.....	7390
Lifesaving appliances, specifications; electric water lights.....	7346
COPYRIGHT OFFICE:	
Registration of claims to copyright; application forms.....	7346

### CONTENTS—Continued

ECONOMIC STABILIZATION; OFFICE OF: Price stabilization, maximum prices; fruits for processing.....	7344
Support prices, subsidies; green coffee.....	7344
FEDERAL POWER COMMISSION:	
Bonneville Project, Columbia River, Oregon-Washington; hearing.....	7346
FEDERAL SAVINGS AND LOAN SYSTEM: Incorporation, conversion and organization; rules of hearings.....	7334
FEDERAL TRADE COMMISSION: Hearings, etc.:	
Masonry waterproofing industry.....	7347
Witol, Inc. et al.....	7347
FOOD AND DRUG ADMINISTRATION:	
Antibiotic drugs, tests and methods of assay; penicillin sulfonamide powder.....	7333
Penicillin-containing drugs, certification of batches; penicillin sulfonamide powder.....	7333
INTERSTATE COMMERCE COMMISSION: Tractors at New Orleans, unloading.....	7347
LABOR DEPARTMENT. See Review Committee on Deferment of Government Employees.	
OFFICE OF PRICE ADMINISTRATION: Adjustments and pricing orders:	
Ace Vacuum Stores, Inc.....	7366
Adams, J. D., Mfg. Co.....	7352
Aircraft Welders, Inc.....	7361
Alabama Fuel and Iron Co. et al.....	7366
American Stove Co.....	7355
Andes Range and Furnace Corp.....	7355
Arketex Ceramic Corp.....	7364
Bailey, A. J., et al.....	7359
Beam Mfg. Co.....	7357
Bedlington Crafts.....	7361
Boston Stove Foundry Co.....	7356
Bundy Thomas Co., Inc.....	7358
Campbell, Harry T., Son's Corp.....	7364
Chicago Electric Mfg. Co.....	7350
Church, C. F., Mfg. Co.....	7363
Cleveland Builders Supply Co.....	7367
Collinwood Shale Brick & Supply Co.....	7349
Electrical Fittings Corp.....	7351
Ennis Mfg. Co.....	7353
Fairfield Brick Co.....	7363
General Clay Products Co.....	7363
General Motors Corp.....	7365
Globe American Corp.....	7356
Godfrey & Wing.....	7362
Goshen Mfg. Co.....	7360
Henry, J. T., Mfg. Co.....	7365
Hoosier Desk Co.....	7360
Hydraulic-Press Brick Co.....	7349
Landers, Frary & Clark.....	7358
Lenox-Hill Industries.....	7362
Marion Tool Corp.....	7353
McCord Corp.....	7352
Metropolitan Paving Brick Co.....	7367
Mitchell Mfg. Co.....	7351
Monitor Equipment Corp. (2 documents).....	7357
Nash Engineering Co.....	7352
Novo Engine Co.....	7350
Packard Motor Car Co.....	7368

### CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.	Page
Adjustments and pricing orders—Continued.	
Phoenix Mfg. Co.....	7361
Rugg, E. T., Co.....	7366
Safeway Food Locker Co.....	7350
Schick, Inc.....	7366
Sensenbrenner, A., Sons (2 documents).....	7363
Sheffield Shale Products Co.....	7363
Simpson Electric Co.....	7351
Smith, A. L., Iron Co.....	7351
Sutton, O. A., Corp. (2 documents).....	7361
Thermador Electrical Mfg. Co.....	7354
Triangle Clay Products Co.....	7368
United States Rubber Co.....	7367
Wayne Pump Co.....	7352
West Bend Aluminum Co.....	7358
West Bros. Brick Co.....	7368
Administration of certain continuing functions, cross reference.....	7337
Commodities and services (SR 15, Am. 54).....	7344
Containers, eastern and central wooden agricultural (RMFR 320, Am. 6).....	7338
Defense rental areas:	
Designation and rent declarations (Rent Des. 31, Am. 44).....	7337
Housing (Am. 92, 93) (2 documents).....	7337, 7341
Floor coverings, wool (RPS 57, incl. Am. 1-8).....	7342
Fuel products, suspension from price control (SO 166).....	7341
Grain:	
Processed, for feeding and mixing (FPR 2, Am. 4 to Rev. Supp. 5).....	7337
Sales by retailers (FPR 2, Am. 5 to Supp. 1).....	7337
Hogshead material, tobacco (2d Rev. MPR 195, Am. 3 to Order 9).....	7365
Paper products, converted, and industrial papers (RMFR 129; Am. 10, 11) (2 documents).....	7341
Regional and district office orders:	
Brick, Colorado.....	7381
Building and construction materials:	
Connecticut (2 documents).....	7384
Fremont, Nebr., area.....	7378
Grand Island, Nebr., area.....	7379
Hastings, Nebr., area.....	7380
Kearney, Nebr., area.....	7378
Maine.....	7385
Massachusetts.....	7370
Mattoon, Ill., area.....	7376
New Hampshire (2 documents).....	7370, 7384
Northeastern Nebraska area.....	7378
Raleigh, N. C., district.....	7375
Rhode Island.....	7384
Rock County, Wis.....	7376
Southeastern Nebraska area.....	7377
Tulsa, Okla., area.....	7383
Vermont.....	7384
Clay products, structural, North Carolina, area.....	7373



## CONTENTS—Continued

	Page
OFFICE OF PRICE ADMINISTRATION—Continued.	
Regional and district office orders—Continued.	
Community ceiling prices, list of orders filed.	7385
Concrete blocks, etc.:	
Buffalo, N. Y., metropolitan area.	7371
Southern California.	7384
Mason materials, hard:	
Hudson, Union, Essex, Bergen, and Passaic Counties, N. J.	7374
Wilmington, Del., area.	7374
Milk, fluid, New Jersey.	7386
Painting, paperhanging, carpentry, etc., New Hampshire.	7369
Sand in Clay and Jackson Counties, Mo. and Johnson and Wyandotte Counties, Kans.	7375
Tires, passenger car (RMFR 528, Am. 1 to Order 101).	7349
Vehicles, new military (SO 94, Am. 2 to Rev. Order 105).	7369
PANAMA CANAL:	
Authorizing Secretary of War and Governor to perform certain functions, cross reference.	7346
RECLAMATION BUREAU:	
Public lands, applications for entry; qualifications (Corr.)	7346
REVIEW COMMITTEE ON DEFERMENT OF GOVERNMENT EMPLOYEES:	
Functions transferred to Office of War Mobilization and Reconversion, cross reference.	7334
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
Consolidated Electric and Gas Co.	7388
East Coast Public Service Co. and Virginia East Coast Utilities, Inc.	7389
Interstate Power Co.	7389
SELECTIVE SERVICE SYSTEM:	
Job classification sheet, discontinuance of form.	7334
WAR SHIPPING ADMINISTRATION:	
Merchant marine training; pay periods, uniforms and benefits.	7346

## CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Documents carried in the Cumulative Supplement by uncoded tabulation only are not included within the purview of this list.

TITLE 3—THE PRESIDENT:	
Chapter I—Proclamations:	
1371 <sup>1</sup>	7329
Chapter II—Executive Orders:	
1448 <sup>1</sup>	7329
2062 <sup>1</sup>	7329
2208 <sup>1</sup>	7329
2382 <sup>1</sup>	7329
3754 <sup>1</sup>	7329
4314 <sup>1</sup>	7329
4971 <sup>1</sup>	7329
5047 <sup>1</sup>	7329

<sup>1</sup>E.O. 9746.

## CODIFICATION GUIDE—Continued

TITLE 3—THE PRESIDENT—Con.	Page
Chapter II—Executive Orders—Continued.	
5065 <sup>1</sup>	7329
6128 <sup>1</sup>	7329
6219 <sup>1</sup>	7329
6997 <sup>1</sup>	7329
7234 <sup>1</sup>	7329
7242 <sup>1</sup>	7329
8251 <sup>1</sup>	7329
8267 <sup>1</sup>	7329
8271 <sup>1</sup>	7329
8306 <sup>1</sup>	7329
8417 <sup>1</sup>	7329
8715 <sup>1</sup>	7329
8753 <sup>1</sup>	7329
8879 <sup>1</sup>	7329
9065 <sup>1</sup>	7329
9125 <sup>1a</sup>	7327
9175 <sup>1</sup>	7329
9227 <sup>1</sup>	7329
9228 <sup>1</sup>	7329
9280 <sup>1a</sup>	7327
9309 <sup>1</sup>	7329
9515 <sup>1</sup>	7329
9563 <sup>1</sup>	7329
9580 <sup>1</sup>	7329
9617 <sup>1</sup>	7329
9744A	7327
9745	7327
9746	7329

## TITLE 7—AGRICULTURE:

Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices):	
Part 201—Federal Seed Act regulations.	7330
Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders):	
Part 927—Milk in New York metropolitan area.	7330
Part 965—Milk in Cincinnati, Ohio, area.	7331
TITLE 21—FOOD AND DRUGS:	
Chapter I—Food and Drug Administration, Federal Security Agency:	
Part 141—Tests and methods of assay for antibiotic drugs.	7333
Part 146—Certification of batches of penicillin-containing drugs.	7333
TITLE 24—HOUSING CREDIT:	
Chapter II—Federal Savings and Loan System:	
Part 202—Incorporation, conversion and organization.	7334

## TITLE 29—LABOR:

Chapter VII—Review Committee on Deferment of Government Employees:	
Part 905—Occupational deferment of employees of the Federal Government.	7334

## TITLE 32—NATIONAL DEFENSE:

Chapter IX—Civilian Production Administration:	
Part 944—Regulations applicable to operation of priority system (2 documents).	7334
Chapter XI—Office of Price Administration.	7337

<sup>1a</sup>E.O. 9745

<sup>1</sup>E.O. 9744A.

## CODIFICATION GUIDE—Continued

TITLE 32—NATIONAL DEFENSE—Con.	Page
Chapter XVIII—Office of Economic Stabilization:	
Part 4003—Support prices; subsidies.	7344
Part 4004—Price stabilization; maximum prices.	7344
TITLE 35—PANAMA CANAL:	
Chapter I—Canal Zone Regulations.	7346
TITLE 37—PATENTS AND COPYRIGHTS:	
Chapter II—Copyright Office, Library of Congress:	
Part 201—Registration of claims to copyright.	7346
TITLE 43—PUBLIC LANDS: INTERIOR:	
Chapter II—Bureau of Reclamation:	
Part 461—Applications for entry on public lands and water rental.	7346
TITLE 46—SHIPPING:	
Chapter I—Coast Guard: Inspection and Navigation:	
Part 37—Specifications for lifesaving appliances.	7346
Chapter III—War Shipping Administration:	
Part 310—Merchant marine training.	7346

of the Second War Powers Act, as amended.

All orders, regulations, and directives heretofore issued and in force at this time with respect to the functions, powers, and duties of the Office of Price Administration and the Price Administrator specified in the preceding paragraph shall continue in force and effect until modified or revoked by proper authority.

This Executive order shall not be deemed to authorize the Office of Price Administration or the Price Administrator to establish or maintain any regulation or order with respect to current prices or rents, unless and until otherwise provided by legislation hereafter enacted.

HARRY S. TRUMAN

THE WHITE HOUSE,  
June 30, 1946.

[F. R. Doc. 46-11585; Filed, July 1, 1946; 10:32 a. m.]

## EXECUTIVE ORDER 9746

AUTHORIZING THE SECRETARY OF WAR AND THE GOVERNOR OF THE PANAMA CANAL TO PERFORM CERTAIN FUNCTIONS RELATING TO THE PANAMA CANAL AND THE CANAL ZONE

By virtue of the authority vested in me by the Constitution and the laws of the United States, including the Canal Zone Code, approved June 19, 1934, as amended, and as President of the United States, it is hereby ordered as follows:

1. The Secretary of War is authorized to exercise the powers vested in the President by the following provisions of law:

(a) Canal Zone Code, title 2, section 9 (48 U.S.C. 1318, relative to making



and amending regulations governing (1) the operation of the Panama Canal, (2) the passage and control of vessels through the Canal or any part thereof, including the locks and approaches thereto, (3) pilots and pilotage in the Canal or the approaches thereto through the adjacent waters, and (4) the navigation of the harbors and other waters of the Canal Zone, including the licensing of officers of vessels navigating such waters.

(b) Canal Zone Code, title 2, section 14, as added by section 1 of the act of July 9, 1937, ch. 470, 50 Stat. 486 (48 U.S.C. 1314a), relative to making, altering, and amending rules and regulations governing aircraft, air navigation, air navigation facilities, and aeronautical activities within the Canal Zone.

(c) Canal Zone Code, title 2, section 371 (48 U.S.C. 1310), relative to making, modifying, and changing rules and regulations in matters of sanitation, health, and quarantine for the Canal Zone.

(d) Canal Zone Code, title 2, section 372 (48 U.S.C. 1310), relative to authorizing the Board of Health of the Canal Zone to issue licenses to practice the healing art and relative to making, modifying, and changing rules and regulations with respect thereto.

(e) Canal Zone Code, title 2, section 274, as amended by section 2 of the act of June 13, 1904, ch. 358, 54 Stat. 389 (48 U.S.C. 1323c), relative to establishing the rate of interest borne by postal savings certificates.

(f) Canal Zone Code, title 2, section 401 (48 U.S.C. 1311), relative to making and changing rules and regulations for levying, assessing, and collecting ad valorem, excise, license, and franchise taxes in the Canal Zone.

(g) Section 1 of the act of June 19, 1934, ch. 657, 48 Stat. 1116 (48 U.S.C. 1314b), relative to making rules and regulations in respect to the sale and manufacture of alcoholic beverages within, and the importation thereof into and exportation thereof from, the Canal Zone, and relative to prescribing licenses and fees for the sale and manufacture of such beverages.

(h) Canal Zone Code, title 2, section 81, as amended by section 3 of the act of July 9, 1937, ch. 470, 50 Stat. 487, relative to the appointment, removal, fixing of compensation, and prescribing the conditions of employment of persons, other than the Governor of the Panama Canal, necessary for the care, management, maintenance, sanitation, government, operation, and protection of the Panama Canal and Canal Zone.

2. The Secretary of War, after consultation with the Secretary of State, shall exercise the powers vested in the President by Canal Zone Code, title 2, section 141 (48 U.S.C. 1321), relative to making, altering, and amending rules and regulations (a) touching the right of any person to enter or remain upon or pass over any part of the Canal Zone, and (b) for the detention of any person entering the Canal Zone in violation of such rules and regulations, and the return of such person to the country whence he came.

3. The Secretary of War, after consultation with the Secretary of the Navy as to the establishment, alteration, and discontinuance of naval reservations, shall exercise so much of the powers vested in the President by Canal Zone Code, title 2, section 5, as relates to authorizing the establishment, alteration, and discontinuance of military and naval reservations in the Canal Zone.

4. Subject to (a) the provisions of section 8 of title 2 of the Canal Zone Code (48 U.S.C. 1306), (b) the supervision of the Secretary of War, and (c) consultation with the ranking diplomatic officer of the United States accredited to the Republic of Panama in the case of paragraph 4 (b) of this order, the Governor of the Panama Canal is authorized to exercise the powers vested in the President by the following provisions of law:

(a) Canal Zone Code, title 2, section 321 (48 U.S.C. 1312), relative to making, publishing, altering, amending, and enforcing rules and regulations for the use of public roads and highways in the Canal Zone, for the regulation, licensing, and taxing of the use and operation of all self-propelled vehicles using the public highways, and for the other matters referred to in the said section 321.

(b) Canal Zone Code, title 2, section 322 (48 U.S.C. 1312), relative to making mutual agreements with the Republic of Panama touching the reciprocal use of the highways of the Canal Zone and the Republic of Panama by self-propelled vehicles, touching taxes and license fees, and any other matter of regulation to establish comity for the convenience of the residents of the two jurisdictions.

(c) Canal Zone Code, title 5, section 391, relative to enforcing the provisions of the said section (with respect to indecent or immoral conduct in the Canal Zone).

(d) Canal Zone Code, title 5, section 591, relative to enforcing the provisions of the said section (with respect to breach of the peace or engaging in disorderly conduct in the Canal Zone).

(e) Canal Zone Code, title 5, section 606, relative to promulgating rules and regulations with respect to voluntary boxing or sparring exhibitions.

(f) Canal Zone Code, title 7, section 43, as amended by section 9 of the act of July 10, 1937, ch. 487, 50 Stat. 511, relative to fixing the compensation of, and granting certain privileges to, the public defender.

5. The officers authorized hereunder to exercise powers of the President may exercise such powers without the necessity of any signature, approval, ratification, or other act of the President; and all officers, officials, and employees of the United States, including disbursing, accounting, and auditing officers, shall give the same effect to any acts of those authorized hereunder to exercise powers as if exercised by the President. Nothing contained in this order shall be construed to limit or restrict the right of the President to exercise any power referred to in this order.

6. All provisions of prior Executive orders and of rules and regulations promulgated under the provisions of law

referred to in this order which are in effect on the date hereof and are not inconsistent with the provisions of this order shall remain in effect until superseded by action taken pursuant to the provisions of this order.

HARRY S. TRUMAN

THE WHITE HOUSE,  
July 1, 1946

[F. R. Doc. 46-11586; Filed, July 1, 1946;  
10:32 a. m.]

## Regulations

### TITLE 7—AGRICULTURE

#### Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices)

##### Subchapter K—Federal Seed Act

#### PART 201—FEDERAL SEED ACT REGULATIONS KENTUCKY BLUEGRASS; EXEMPTION OF LABELING REQUIREMENTS

It having been found that the time interval between seed harvesting and sowing is not sufficient to assure the completion of a germination test of freshly harvested Kentucky bluegrass, *Poa pratensis*, now therefore pursuant to the provisions of section 203 (c) of the Federal Seed Act of August 9, 1939 (53 Stat. 281; 7 U.S.C. 1573 (c)), the following rules and regulations are hereby promulgated:

Exemptions from labeling as to germination of Kentucky bluegrass. The requirements of paragraph 201 (a) (8) of the Federal Seed Act of August 9, 1939, as to labeling seed for germination when transported or delivered for transportation in interstate commerce for seeding purposes shall not apply to the 1946 crop of seed of Kentucky bluegrass, *Poa pratensis*, during the period beginning August 1, 1946 and ending October 15, 1946.

Issued this 28th day of June 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-11559; Filed, June 28, 1946;  
5:13 p. m.]

#### Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

#### PART 927—MILK IN THE NEW YORK METROPOLITAN MILK MARKETING AREA

##### PARTIAL SUSPENSION ORDER

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area (7 F.R. 2370, 9109; 8 F.R. 6327, 8589; 10 F.R. 6158), hereinafter referred to as the "order," it is hereby determined that the following provisions of the order do



not tend to effectuate the declared policy of the act with respect to milk received from producers or cooperative associations of producers during the month of July 1946: (1) The table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "4.10"; (2) the words "during each month shall be as set forth in the following table: *Provided*, That during the month of June 1946 the price" as contained in § 927.5 (a) (5); and (3) the words "during each month shall be 12 cents less than the Class II-A price: *Provided*, That during the month of June 1946 the price" as contained in § 927.5 (a) (6).

It is therefore ordered, That the following provisions of the order be and they hereby are suspended with respect to milk received from producers or cooperative associations of producers during the month of July 1946:

(1) The entire table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "4.10";

(2) The words "during each month shall be as set forth in the following table: *Provided*, That during the month of June 1946 the price" as contained in § 927.5 (a) (5); and

(3) The words "during each month shall be 12 cents less than the Class II-A price: *Provided*, That during the month of June 1946 the price" as contained in § 927.5 (a) (6).

Done at Washington, D. C., this 28th day of June 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-11558; Filed, June 28, 1946;  
5:13 p. m.]

#### PART 965—MILK IN THE CINCINNATI, OHIO, MARKETING AREA

##### AMENDMENT TO ORDER, AS AMENDED, REGULATING HANDLING OF MILK

§ 965.0 Findings and determinations—  
(a) Findings upon the basis of the hearing record. Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), a public hearing was held June 13, 1946, upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Cincinnati, Ohio, marketing area. It is hereby found upon the basis of the evidence introduced at such hearing, in addition to the other findings made prior to or at the time of the original issuance of said order and of each amendment thereto (which findings are hereby ratified and affirmed, save

only as such findings are in conflict with the findings hereinafter set forth), that:

(1) The order regulating the handling of milk in the said marketing area, as amended and as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in the Cincinnati, Ohio, marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices set forth in the said order, as amended and as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby amended, regulates the handling of milk in the same manner, and is applicable only to persons in the respective classes of industrial and commercial activity, specified in a marketing agreement upon which a hearing has been held.

(b) Determinations. It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended) of more than 50 percent of the volume of milk covered by this order, which is marketed within the Cincinnati, Ohio, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of the said order, as amended and as hereby amended, is the only practical means pursuant to the declared policy of the act of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order, further amending the aforesaid order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period (May 1946), were engaged in the production of milk for sale in the said marketing area.

##### Order Relative to Handling

It is hereby ordered, That such handling of milk in the Cincinnati, Ohio, marketing area as is in the current of interstate commerce or as directly burdens, obstructs, or affects interstate commerce in milk or its products, shall from the effective date hereof be in compliance with the terms and conditions of the said order, as amended and as hereby amended; and the said order, as amended, is hereby amended as follows:

1. Delete § 965.2 (b) and substitute therefor the following:

(b) "Secretary" means the Secretary of Agriculture or such other officer or employee of the United States authorized to exercise the powers and to perform the duties of the said Secretary of Agriculture.

2. Delete the term "War Food Administrator" wherever appearing and substitute therefor the term "Secretary."

3. Delete the provisions of § 965.6 (a) (1) and substitute therefor the following:

(1) Class I milk—\$4.20.

4. Delete the provisions of § 965.6 (a) (2) and substitute therefor the following:

(2) Class II milk—\$3.75: *Provided*, That the price for Class II milk shall not be less than the price for Class III milk plus 15 cents.

5. Delete from § 965.6 (a) (3) the term "Osgood Milk Company" and substitute therefor the term "Nestle's Milk Products, Inc. (Osgood Milk Company)."

6. Delete that portion of § 965.7 (a) (2) which follows the phrase "under § 965.6 (a) (3)," and substitute therefor the following: "was more than 40 cents but not more than 50 cents, such amount (50 cents) to be increased or decreased, as the case may be, by 10 cents for each 10 cent range in such price of butter above or below the range 'more than 40 cents but not more than 50 cents.'"

7. Delete that portion of the proviso in § 965.9 (a) (1) which follows the phrase "in § 965.6 (a) (3)" and substitute therefor the following: "was more than 40 cents but not more than 50 cents, such amount (5 cents) to be increased or decreased, as the case may be, by one cent for each 10 cent range in such price of butter above or below the range 'more than 40 cents but not more than 50 cents.'"

8. Delete from § 965.12 (d) the phrase "War Food Administration or".

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

Issued at Washington, D. C., this 26th day of June 1946, to be effective on and after the 1st day of July 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

Approved: June 28, 1946.

CHESTER BOWLES,  
Economic Stabilization Director.

[F. R. Doc. 46-11520; Filed, June 28, 1946;  
4:13 p. m.]

#### Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-2, Amdt. 41]

##### PART 1410—LIVESTOCK AND MEATS

##### BEEF SET ASIDE REDUCTION

War Food Order No. 75-2, as amended (11 F.R. 5993, 6663), is hereby further amended as follows:

<sup>1</sup> 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.



1. By deleting the period at the end of paragraph (a) (1), inserting a comma in lieu thereof and adding immediately thereafter the following: "and United States Public Health Service Hospitals."

2. By deleting the figures "40" and "55" in the tables at the end of paragraphs (b) and (c), substituting in lieu thereof the figures "0" and "0", respectively.

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. The amendments hereby made shall not affect the operation of other provisions of the order and all such provisions shall remain in full force and effect. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said effective date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 11 F.R. 4641)

Issued this 30th day of June 1946.

[SEAL] ROBERT H. SHIELDS,  
Administrator, Production and  
Marketing Administration.

[F. R. Doc. 46-11589; Filed, July 1, 1946;  
11:12 a. m.]

[WFO 75-3, Amdt. 35]

#### PART 1410—LIVESTOCK AND MEATS

##### PORK SET ASIDE REDUCTION

War Food Order No. 75-3, as amended (11 F. R. 6273, 6664), is hereby further amended as follows:

1. By deleting the period at the end of paragraph (a) (1), inserting a comma in lieu thereof, and adding immediately thereafter the following: "and United States Public Health Service Hospitals."

2. By deleting the figures "6.0" and "15.0" in paragraph (b) (1), and substituting in lieu thereof the figures "0" and "0", respectively.

3. By striking the proviso in the first sentence of paragraph (b).

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. The amendments hereby made shall not affect the operation of other provisions of this order, and all such provisions shall remain in full force and effect. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal. (E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 11 F.R. 4641)

Issued this 30th day of June 1946.

[SEAL] ROBERT H. SHIELDS,  
Administrator, Production and  
Marketing Administration.

[F. R. Doc. 46-11590; Filed, July 1, 1946;  
11:12 a. m.]

[WFO 75-4, Amdt. 10]

#### PART 1410—LIVESTOCK AND MEATS

##### VEAL SET ASIDE REDUCTION

War Food Order No. 75-4, as amended (11 F.R. 6387), is hereby further amended as follows:

1. By deleting the period at the end of paragraph (a) (4), inserting a comma in lieu thereof, and adding immediately thereafter the following: "and United States Public Health Service Hospitals."

2. By deleting the figure "40" in paragraph (b) (1), and substituting in lieu thereof the figure "0."

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. The amendments hereby made shall not affect the operation of other provisions of this order, and all such provisions shall remain in full force and effect. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-4, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 11 F.R. 4641)

Issued this 30th day of June 1946.

[SEAL] ROBERT H. SHIELDS,  
Administrator, Production and  
Marketing Administration.

[F. R. Doc. 46-11591; Filed, July 1, 1946;  
11:12 a. m.]

[WFO 75-7, as amended, Termination]

#### PART 1410—LIVESTOCK AND MEATS

##### TERMINATION OF LIVESTOCK SLAUGHTER RESTRICTIONS

War Food Order No. 75-7, as amended (11 F.R. 4645, 5212, 5996), is hereby terminated effective as of 12:01 a. m., e. s. t., July 1, 1946.

With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-7 as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 30th day of June 1946.

[SEAL] ROBERT H. SHIELDS,  
Administrator, Production and  
Marketing Administration.

[F. R. Doc. 46-11592; Filed, July 1, 1946;  
11:12 a. m.]

[WFO 75-9, Amdt. 1]

#### PART 1410—LIVESTOCK AND MEATS

##### CANNED MEAT SET ASIDE REDUCTION

War Food Order No. 75-9 (11 F.R. 6275) is hereby amended as follows:

1. By deleting the period at the end of paragraph (a) (6), inserting a comma in lieu thereof, and adding immediately thereafter the following: "and United States Public Health Service Hospitals."

2. By deleting the word "sixty" in paragraph (b) (1), and substituting in lieu thereof the word "zero".

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. The amendments hereby made shall not affect the operation of other provisions of the order and all such provisions shall remain in full force and effect. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-9, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 11 F.R. 4641)

Issued this 30th day of June 1946.

[SEAL] ROBERT H. SHIELDS,  
Administrator, Production and  
Marketing Administration.

[F. R. Doc. 46-11593; Filed, July 1, 1946;  
11:12 a. m.]

[WFO 144, Corr. to Amdt. 9]

#### PART 1468—GRAIN

##### WHEAT AND FLOUR

The word "Colorado" appearing in the proviso in paragraph (b) (1) of War Food Order No. 144, Amendment 9 (11 F.R. 6750), should read "California".

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8067)

Issued this 28th day of June 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-11594; Filed, July 1, 1946;  
11:12 a. m.]

[WFO 144, Amdt. 10]

#### PART 1468—GRAIN

##### REDUCTION OF WHEAT SET ASIDE AND SUSPENSION OF REQUIREMENT OF SALE BY PRODUCERS AND TRUCKER MERCHANTS

War Food Order No. 144, as amended (11 F.R. 6750), is hereby further amended as follows:

1. By suspending the effectiveness of the provisions of paragraphs (g) (2) and (g) (3) thereof until further order of the Secretary of Agriculture.

2. By striking the words "not less than one-half" in paragraph (g) (4) (i) thereof and inserting in lieu thereof the words "zero percent."

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. All provisions of War Food Order No. 144, as amended, except as herein otherwise provided, shall remain in full force and effect. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under



War Food Order No. 144, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 30th day of June 1946.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-11595; Filed, July 1, 1946;  
11:12 a. m.]

## TITLE 21—FOOD AND DRUGS

### Chapter I—Food and Drug Administration

#### PART 141—TESTS AND METHODS OF ASSAY FOR ANTIBIOTIC DRUGS

##### PENICILLIN SULFONAMIDE POWDER

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301, et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for tests and methods of assay for antibiotic drugs (10 F.R. 11478-11485), as amended, are hereby further amended as indicated below:

Part 141 is amended by addition of the following new section:

§ 141.17 *Penicillin sulfonamide powder*—(a) *Potency*. Proceed as directed in § 141.9 (a) using the contents of 12 immediate containers.

(b) *Moisture*. Proceed as directed in § 141.5 (a).

(c) *Sterility*. Proceed as directed in § 141.2 except that sufficient penicillinase is added to the thioglycollate medium to inactivate the penicillin added in the test and in lieu of the directions in the first three sentences of paragraph (b) proceed as follows:

Suspend aseptically approximately one fourth of the sample to be tested (about 0.5 gm) into each of four tubes containing 15 ml of fluid thioglycollate medium with added penicillinase.

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER. (Sec. 507, 21 U.S.C. 301 et seq.)

Dated: June 28, 1946.

[SEAL] MAURICE COLLINS,  
Acting Administrator.

[F. R. Doc. 46-11521; Filed, June 28, 1946;  
4:23 p. m.]

#### PART 146—CERTIFICATION OF BATCHES OF PENICILLIN-CONTAINING DRUGS

##### PENICILLIN SULFONAMIDE POWDER

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended

by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227), as amended, are hereby further amended as indicated below:

Part 146 is amended by addition of the following new section:

§ 146.35 *Penicillin sulfonamide powder* (calcium penicillin sulfonamide powder)—(a) *Standards of identity, strength, quality, and purity*. Penicillin sulfonamide is composed of calcium penicillin and one or both of the sulfonamides sulfanilamide and sulfathiazole. It is sterile. The quantity of each sulfonamide used is not more than 0.0125 grams for each 100 units of penicillin used. The calcium penicillin used conforms to the standards prescribed therefor by § 146.24 (a), except subparagraphs (1), (4), and (7) thereof, but its potency is not less than 300 units per milligram. Each sulfonamide used conforms to the standards prescribed therefor by the U. S. P.

(b) *Packaging*. In all cases, the immediate container of penicillin sulfonamide powder shall comply with the definition of tight container on page 6 of the U. S. P., except the provision that it shall be capable of tight reclosure, shall be sterile at the time of filling and closing, and shall be of such composition as will not cause any change in the strength, quality, or purity of the contents beyond any limit therefor in applicable standards, except that minor changes so caused which are normal and unavoidable in good packaging, storage, and distribution practice shall be disregarded. If the penicillin sulfonamide powder is packaged for "dusting" purposes each package shall contain not less than 5000 units of calcium penicillin. If the penicillin sulfonamide powder is packaged for dental use it shall be packaged in immediate containers of colorless, transparent glass meeting the test for containers of type I or type II prescribed on page 568 of the U. S. P. The glass containers shall be open at both ends, one of which is constricted, both ends shall be capable of closure with rubber stoppers, and each such container shall contain not less than 500 units of calcium penicillin. Each package of penicillin sulfonamide powder for dental use shall contain a suitable device for insufflation purposes.

(c) *Labeling*. Each package of penicillin sulfonamide powder shall bear, on its label or labeling as hereinafter indicated, the following:

(1) On the outside wrapper or container and immediate container:

(i) The batch mark;

(ii) The number of units in each immediate container;

(iii) The statement "Expiration date \_\_\_\_\_", the blank being filled in with the date which is nine months after the month during which the batch was certified;

(iv) The statement "Store in refrigerator not above 15° C. (59° F.)", or "Store below 15° C. (59° F.)";

(v) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription

of a \_\_\_\_\_", the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be;

(vi) Unless it is intended solely for veterinary use and is so labeled, a reference specifically identifying a readily available medical publication containing directions and precautions (including contraindications and possible sensitization) adequate for the use of such penicillin sulfonamide powder; or a reference to a brochure, or other printed matter containing such directions and precautions, and a statement that such brochure and printed matter will be sent on request;

(vii) On the label and the labeling, after the name penicillin sulfonamide powder wherever it appears, the words "eith\_\_\_\_\_ " in juxtaposition with such name, the blank being filled in with the name of the sulfonamide used.

(2) On the circular or other labeling within or attached to the package if it is intended solely for veterinary use, directions and precautions adequate for the use of such penicillin sulfonamide powder, including:

(i) Clinical indications;

(ii) Dosage and administration;

(iii) Contraindications; and

(iv) Untoward effects that may accompany administration.

(d) *Requests for certification; samples*. (1) In addition to complying with the requirements of § 146.2, a person who requests certification of a batch of penicillin sulfonamide powder shall submit with his request a statement showing the batch mark, the number of packages of each size in such batch, the batch mark and (unless it was previously submitted) the date on which the latest assay of the calcium penicillin used in making such batch was completed, the number of units in each container of penicillin sulfonamide powder, the quantity of each ingredient used in making the batch, the date on which the latest assay of the penicillin sulfonamide powder comprising such batch was completed, and that each sulfonamide used in making the batch conforms to the requirements prescribed therefor by this section.

(2) Except as otherwise provided in subparagraph (4) of this paragraph, such person shall submit in connection with his request results of the tests and assays listed after each of the following, made by him on an accurately representative sample of:

(i) The batch; average potency per container, average moisture, sterility.

(ii) The calcium penicillin used in making the batch; potency, sterility, toxicity, moisture, and pH.

(3) Except as otherwise provided by subparagraph (4) of this paragraph, such person shall submit in connection with his request, in the quantities hereinafter indicated, accurately representative samples of the following:

(i) The batch; one immediate container of penicillin sulfonamide powder for each 5,000 containers in the batch, but in no case less than 20 such containers or more than 100. Such samples shall be collected by taking single im-



mediate containers at such intervals throughout the entire time the containers are being filled that the quantities made during the intervals are approximately equal.

(ii) The calcium penicillin used in making the batch; five packages containing approximately equal portions of not less than 40 milligrams each, packaged in accordance with the requirements of § 146.24 (b).

(iii) Incase of an initial request for certification, each sulfonamide used in making the batch; one package of each containing approximately five grams.

(4) No result referred to in subparagraph (2) (ii) of this paragraph, and no sample referred to in subparagraph (3) (ii) of this paragraph, is required if such result or sample has been previously submitted.

(e) *Fees.* The fee for the service rendered with respect to each batch of penicillin sulfonamide powder under the regulations in this part shall be:

(i) \$2.00 for each immediate container of penicillin sulfonamide powder in the sample submitted in accordance with paragraph (d) (3) (i); \$4.00 for each package in the samples submitted in accordance with paragraph (d) (3) (ii) and (iii) of this section; and

(2) If the Commissioner considers that investigations, other than examination of such penicillin sulfonamide powder and packages, are necessary to determine whether or not such batch complies with the requirements of § 146.3 for the issuance of a certificate, the cost of such investigations.

The fee prescribed by subparagraph (1) of this paragraph shall accompany the request for certification unless such fee is covered by an advance deposit maintained in accordance with § 146.8 (d).

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507, 21 U.S.C. 301 et seq.)

Dated: June 28, 1946.

[SEAL]

MAURICE COLLINS,  
Acting Administrator.

[F. R. Doc. 46-11522; Filed, June 28, 1946;  
4:23 p. m.]

## TITLE 24—HOUSING CREDIT

### Chapter II—Federal Savings and Loan System

[Bulletin 62]

#### PART 202—INCORPORATION, CONVERSION AND ORGANIZATION RULES OF HEARING

Section 202.29 of the rules and regulations for the Federal Savings and Loan System is hereby amended by inserting a new sentence at the end thereof as follows:

In any hearing held by the Federal Home Loan Bank Administration, including all hearings under the rules and regulations for the Federal Savings and Loan System, the officer presiding is

hereby empowered to require and to administer oaths and affirmations as to any witnesses there offering testimony.

(Sec. 5 (a), (d) of H.O.L.A. of 1933, 48 Stat. 132, 133; 12 U.S.C. 1464 (a), (d); E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of a procedural character within the meaning of § 201.2 of the rules and regulations for the Federal Savings and Loan System.

Dated: June 28, 1946.

HAROLD LEE,  
Deputy Federal Home Loan Bank  
Commissioner.

[F. R. Doc. 46-11474; Filed, June 28, 1946;  
2:00 p. m.]

## TITLE 29—LABOR

### Chapter VII—Review Committee on Deferral of Government Employees<sup>1</sup>

#### PART 905—OCCUPATIONAL DEFERMENT OF EMPLOYEES OF THE FEDERAL GOVERNMENT

##### TRANSFER OF FUNCTIONS TO OFFICE OF WAR MOBILIZATION AND RECONVERSION

CROSS REFERENCE: See Executive Order 9744A, *supra*.

## TITLE 32—NATIONAL DEFENSE

### Chapter VI—Selective Service System

[No. 321]

#### JOB CLASSIFICATION SHEET

##### ORDER PRESCRIBING FORMS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following change in DSS Forms:

Discontinuance of DSS Form 83, entitled "Job Classification Sheet."

The foregoing change in DSS Forms shall become a part of the Selective Service Regulations effective within the continental United States and effective outside the continental limits of the United States on July 1, 1946.

LEWIS B. HERSHEY,  
Director.

JUNE 25, 1946.

[F. R. Doc. 46-11596; Filed, July 1, 1946;  
11:16 a. m.]

#### Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

<sup>1</sup> Formerly Chapter VII—War Manpower Commission.

#### PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Revocation of Direction 18]

##### DISPOSAL OF COTTON TENT TWILL BY THE WAR ASSETS ADMINISTRATION FOR MAKING FUMIGATING TENTS FOR CITRUS FRUIT TREES

Direction 18 to Priorities Regulation 13 is hereby revoked. This revocation does not affect any liabilities incurred for violation of the direction. Also, this revocation does not relieve any person who has obtained cotton fabric by use of the certificate required by the direction, from the obligation of using the fabric in accordance with the certificate which he has given.

Issued this 1st day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-11600; Filed, July 1, 1946;  
11:19 a. m.]

#### PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, Revocation of Direction 7]

##### NEWSPRINT INVENTORIES

Direction 7 to Priorities Regulation 32 is hereby revoked. This revocation does not affect any liabilities incurred for the violation of this direction or of any action taken by the Civilian Production Administration under it. The use and receipts of newsprint remain subject to applicable CPA orders and regulations, including Priorities Regulation No. 32.

Issued this 1st day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-11601; Filed, July 1, 1946;  
11:20 a. m.]

#### PART 1029—FARM MACHINERY AND EQUIPMENT AND ATTACHMENTS AND REPAIR PARTS THEREFOR

[Limitation Order L-356]

##### EXPORT OF FARM WHEEL TYPE AND TRACK-LAYING TRACTORS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of farm type wheel and track-laying tractors for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 1029.40 Limitation Order L-356—  
(a) *Definitions.* For the purpose of this order:

(1) "Farm Type Wheel Tractor" means the following farm tractors, wheel type by rated belt H. P.; Special purpose, under 30 H. P.; special purpose, 30 H. P. and over; all purpose, under 30 H. P.; all purpose, 30 H. P. and over.

(2) "Track Laying Tractor" means crawler type tractors of the following



classes by Draw Bar Horsepower: Class I, 85 DBHP and over; Class II, 65-84 DBHP; Class III, 50-64 DBHP; Class IV, 35-49 DBHP; Class V, 25-34 DBHP; Class VI, 24 DBHP and under.

(b) *Limitation on production and shipment for export.* No producer of farm type wheel or track-laying tractors shall produce or ship for export, to any foreign country except Canada, any such tractors in excess of the quantities authorized for such purpose by the Civilian Production Administration. Exports of tractors to any country other than Canada are also subject to any export license requirements of the Office of International Trade, Department of Commerce. Civilian Production Administration will issue individual directives to producers establishing quotas and scheduling the shipment of certain tractors needed for essential export programs.

(c) *Export quotas for new exporters and adjustments of quotas.* Producers of farm type wheel and track-laying tractors who have not previously exported such tractors and producers who desire adjustment in their export quotas may apply to the Equipment Division, Civilian Production Administration, Washington 25, D. C.

(d) *Expiration date.* This order expires December 31, 1946, unless sooner revoked or amended.

(e) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(f) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: Equipment Division, Civilian Production Administration, Washington 25, D. C., Ref.: Order L-356.

Issued this 1st day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-11597; Filed, July 1, 1946;  
11:20 a. m.]

#### PART 1042—IMPORTS OF STRATEGIC MATERIALS<sup>1</sup>

[General Imports Order M-63, as Amended  
July 1, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63—(a) Definitions.* For the purposes of this order:

<sup>1</sup> Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico, or any other foreign country.

(5) [Deleted Mar. 1, 1946.]

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials—(1) General restriction.* No person, except as authorized in writing by the Civilian Production Administration shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A attached hereto.

(2) *Authorization by Civilian Production Administration.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form WPB-1041 or CPA-1041 addressed to the Civilian Production Administration Ref: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the govern-

ing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the Civilian Production Administration under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions.* Unless otherwise directed by the Civilian Production Administration, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency, or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than \$100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than \$25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) To materials shipped into the United States in transit from one point in Mexico to another point in Mexico, or from one point in Canada to another point in Canada.

(xi) [Deleted July 1, 1946.]

(c) [Deleted June 4, 1945.]

(d) [Deleted June 4, 1945.]

(e) *Restrictions on distribution of List A materials.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List A which is imported in accordance with the provisions of this order after the governing date, may be



sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the Civilian Production Administration and to all orders and directions of the Civilian Production Administration which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry.* No material which is imported after the governing date, including materials imported by or for the account of the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation or any other United States governmental department, agency, or corporation, shall be entered through the United States Bureau of Customs for any purpose, whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry Form WPB-1040 or CPA-1040 in duplicate. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the Civilian Production Administration, Imports Division, Ref.: M-63, Washington 25, D. C.

(2) *Other reports.* All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the Civilian Production Administration.

(3) *Exceptions.* The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) *Routing of communications.* All communications concerning this order shall, unless otherwise herein directed be addressed to: Civilian Production Administration, Washington 25, D. C. Ref.: M-63.

(h) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the Civilian Production Administration may direct the dis-

position and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the Civilian Production Administration as amended from time to time.

(j) *Effect on liability of removal of material from order.* The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 1st day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

#### LIST A

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (Issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed the description given shall control.

Material	Com- merce Import Class No.	Govern- ing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste).....	N. S. C.	8/5/43
Lead:		
Bullion or base bullion.....	6504.000	1/2/40
Pigs and bars.....	6505.000	1/2/46
Reclaimed, scrap, dross, and lead n. s. p. f., except antimonic.....	6505.100	1/2/46
Babbitt metal and solder.....	6506.100	1/2/46
Alloys and combinations of lead, n. s. p. f., in chief value of lead.....	6506.100	1/2/46
Alloys and combinations of lead, n. s. p. f., not in chief value of lead.....	6504.900	1/2/46
Type metal and antimonic lead.....	6507.000	1/2/46
Magney or cantala, unmanufactured.....	3402.200	1/18/43
Manila or abaca fiber (except T grade tow).....	3402.300	4/28/43
Manila or abaca tow (T grade only).....	3402.500	4/28/43
Molasses and sugar sirup.....	1640.100	7/2/42
Sisal and henequen, unmanufactured (except flume tow and bagasse waste).....	N. S. C.	1/18/43
Tin:		
Alloys, chief value tin, n. s. p. f. (including alloy scrap).....	6551.100	11/30/45
Bars, blocks, pigs, grain or granulated.....	6551.300	11/30/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

#### LIST B

NOTE: List B deleted July 1, 1946.

INTERPRETATION 1: Revoked June 4, 1945.

#### INTERPRETATION 2

The following official interpretation is hereby issued by the Civilian Production Administration with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M-63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for

transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or on board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 46-11598; Filed, July 1, 1946; 11:19 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-317, Direction 23]

##### DUCK FOR COTTON PICK SACKS

The following direction is issued pursuant to Conservation Order M-317:

(a) *Purpose of this direction.* This direction is designed to furnish approximately 15,000,000 yards of 29"-30" Grade B 8 to 10 oz. flat duck to make pick sacks for use in cotton fields. This duck is to be made available to manufacturers of pick sacks and also to distributors for over-the-counter sale as yard goods to users of pick sacks.

(b) *How much duck must be produced and shipped by each producer.* During the period July 1 through September 30, 1946, inclusive, each producer must produce and set aside 29"-30" Grade B flat duck, 8 to 10 oz. inclusive, in an amount at least equal to his production of this duck during the first quarter and reported on Form 653-A dated April 12, 1946. Quantities produced in excess of the required amount are not required to be set aside under this direction. The amount set aside may be delivered by the producer only to manufacturers of cotton pick sacks and to distributors serving cotton growing areas in the continental United States. The producer must deliver all of this amount by the end of September, 1946, to the extent that he receives purchase orders which meet the terms of this direction. After the end of September, 1946, the producer may deliver the cotton duck required to be set aside without regard to this direction.

(c) *Deliveries may not be made for purposes other than making cotton pick sacks.* No person may deliver any duck which he knows or has reason to believe has been set aside under this direction, if he knows or has reason to believe that the duck will be used for any purpose other than making pick sacks for use in cotton fields in the continental United States.

(d) *Orders required to be certified.* No producer shall deliver duck reserved under this direction except on purchase orders accompanied by certificates in substantially the following form:



The undersigned certifies to the seller and Civilian Production Administration, subject to the criminal penalties of section 35 (a) of the United States Criminal Code, that he will use the fabric covered by this purchase order for making cotton pick sacks or will resell the fabric for use in making cotton pick sacks.

(Authorized signature)

Each person who buys duck on the above certification may resell it only on orders similarly certified, except when selling to distributors serving cotton growing areas in the continental United States or when selling at retail in those areas.

(e) *Effect on Order M-317A.* Quantities delivered under this direction may be credited to set-asides of flat duck for "industrial and agricultural purposes" under Order M-317A (Table II, Ref. No. 24, Column 4), but are not limited by this set-aside and are not subject to the "industrial and agricultural purposes" certification requirements of M-317A. This direction does not affect the minimum gray goods ratio set-aside and "for use in the gray" certification requirements of M-317A (paragraph (e) and Table II, Ref. No. 24, Column 12).

(f) *Effect on rated orders and on Order L-99.* Production and deliveries required by this direction must be made regardless of all preference ratings except AAA, and regardless of any conflicting requirements of Order L-99 (Operation of Looms for Cotton Broad Woven Fabric Production).

(g) *Reports.* Each producer who is required to produce and deliver duck under this direction shall file a report of the amounts of duck which he has delivered under this direction during each month covered by this direction (July through September, 1946). The report shall be filed by letter mailed within 10 days after the end of the month reported. This reporting requirement has been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(h) *Appeals.* Any appeal from the provisions of this direction shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the ground of the appeal.

(i) *Communications.* All reports, appeals and other communications concerning this direction shall be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-317, Direction 23.

Issued this 1st day of July 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-11599; Filed, July 1, 1946;  
11:20 a. m.]

#### Chapter XI—Office of Price Administration INTERIM ADMINISTRATION OF CERTAIN CONTINUING FUNCTIONS

CROSS REFERENCE: See Executive Order 9745, *supra*.

#### PART 1388—DEFENSE-RENTAL AREAS [Housing,<sup>1</sup> Amdt. 92 (§ 1388.1181)]

##### HOUSING

Items 74c, 158b, 175c, 181a, 212d, 217b, 231a, and 282a of Schedule A of the Rent Regulation for Housing are added to read as follows:

<sup>1</sup> 10 F.R. 13528, 13454, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3480, 4015, 4153, 4731, 5296, 5824, 5952, 5953.

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(74c) Dalton.....	Georgia.....	Whitfield.....	July 1, 1945	July 1, 1946	Aug. 15, 1946
(158b) Austin.....	Minnesota.....	Mower.....	May 1, 1945	do.....	Do.
(175c) Missoula.....	Montana.....	Missoula.....	July 1, 1945	do.....	Do.
(181a) Scottsbluff.....	Nebraska.....	Scotts Bluff.....	Mar. 1, 1945	do.....	Do.
(212d) Chapel Hill.....	North Carolina.....	Orange.....	do.....	do.....	Do.
(217b) Hickory.....	do.....	Catawba.....	do.....	do.....	Do.
(231a) Lancaster.....	Ohio.....	Fairfield.....	July 1, 1945	do.....	Do.
(282a) Mitchell.....	South Dakota.....	Davison.....	do.....	do.....	Do.

Effective July 1, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11508; Filed, June 28, 1946;  
3:39 p. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 4 to Rev. Supp. 5]

##### PROCESSED GRAINS FOR FEEDING AND MIXING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 2 (b) (6) of Revised Supplement 5 to Food Products Regulation 2 is hereby deleted.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

Approved June 19, 1946.

CHARLES F. BRANNAN,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-11477; Filed, June 28, 1946;  
3:34 p. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 5 to Supp. 1]

##### SALES OF GRAIN BY RETAILERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1 (a) (4) is amended to read as follows:

(4) *Sales of corn by retailers in lots of more than 1,000 pounds.* This supplement shall not apply to sales of corn in lots of more than 1,000 pounds by retailers except that any Regional Administrator may by order suspend this exception for any retailer or group of retailers when it appears:

(i) That the retailer or group of retailers has purchased the lot of corn being priced at the farm where grown and established the purchase price of the corn using as a base price the base price established for a barge loading point, as set forth in section 6 (a) (6)

of Supplement 4 to Food Products Regulation 2; and

(ii) The retailer or group of retailers is required to determine maximum prices for sales to feeders in lots of over 1,000 pounds by reference to section 9 (b) (3) of Supplement 4 to Food Products Regulation 2; and

(iii) The retailer or group of retailers have customarily sold to feeders in lots of over 1,000 pounds.

The suspension shall apply only on sales to feeders located within 75 miles of the retailer's store.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-11476; Filed, June 28, 1946;  
3:34 p. m.]

#### PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 31,<sup>1</sup> Amdt. 44]

##### DESIGNATION OF CERTAIN AREAS AND RENT DECLARATIONS RELATING TO SUCH AREAS

In § 1388.1341 of Designation and Rent Declaration 31, Items 7, 19, 22, 23, 29, 31, and 36 are amended, and Items 239-246, inclusive, are added to read as follows:

(7) Georgia, Georgia—That portion of the State of Georgia, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Floyd, Hall, Laurens, Long, Sumter, Thomas, Tift, Ware, and Whitfield.

(19) Minnesota, Minnesota—That portion of the State of Minnesota, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Blue Earth, Clay, Crow Wing, Mower, Olmstead, and Winona, and in Benton County the portions of Cloud City and Sartell Village located therein, and Sauk Rapids Village; in Sherburne County the portions of St. Cloud City, located therein; in Stearns County the portions of St. Cloud City and Sartell Village located therein, and Waite Park Village, and in Polk County the City of East Grand Forks, and in Nicollet County, the City of North Mankato; and in Koochiching County, all of Township 71, Range 23, including Rainier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.

<sup>1</sup> 10 F.R. 12001, 12162; 11 F.R. 246, 1287, 2189, 8479, 4727, 6014.



(22) Montana, Montana—That portion of the State of Montana, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Gallatin, Missoula, and Yellowstone.

(23) Nebraska, Nebraska—That portion of the State of Nebraska, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Adams, Buffalo, Clay, Dakota, Dawes, Fillmore, Jefferson, Lincoln, Phelps, Redwillow, Scotts Bluff, Thayer, and York.

(29) North Carolina, North Carolina—That portion of the State of North Carolina, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Alamance, Buncombe, Catawba, Chowan, Edgecombe, Forsyth, Granville, Moore, Nash, Orange, Pender, Perquimans, Wake, Washington.

(31) Ohio, Ohio—That portion of the State of Ohio, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Clinton, Fayette, Fairfield, Guernsey, Lick-

ing, and Muskingum, and that part of Roseville Village located in Perry County.

(36) South Dakota, South Dakota—That portion of the State of South Dakota, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Brown, Codington and Davison.

(239) Dalton, Georgia—Whitfield.

(240) Austin, Minnesota—Mower.

(241) Missoula, Montana—Missoula.

(242) Scottsbluff, Nebraska—Scotts Bluff.

(243) Chapel Hill, North Carolina—Orange.

(244) Hickory, North Carolina—Catawba.

(245) Lancaster, Ohio—Fairfield.

(246) Mitchell, South Dakota—Davison.

Effective July 1, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11510; Filed, June 28, 1946;  
3:39 p. m.]

# PART 1377—WOODEN CONTAINERS

[RMPR 320, Amdt. 6]

## EASTERN AND CENTRAL WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 320 is amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3. *Basic maximum prices.* The basic maximum prices, f. o. b. producing factory or loaded on conveyance, which a manufacturer may charge for Eastern and Central wooden agricultural containers when sold in minimum truckload quantities are shown in the following tables:

TABLE I—EXPORT TUBS; CONTINUOUS STAVE BASKETS; COVERS

Container description	Units	Minimum truckload	Price	Container description	Units	Minimum truckload	Price
1 bushel export tubs—solid bottom	Dozen	125	\$3.87	1 bushel full or Georgia crown covers	Dozen		\$0.96
1 bushel export tubs—stitched in-bottom	do	125	3.33	1 bushel star crown covers	do		.90
1 bushel continuous stave—bent bottom—3 hoops	do	125	3.12	1 bushel star flat covers	do		.84
1 bushel continuous stave—improved 3 hoops	do	125	3.00	1 bushel octagon covers—without loops	do		.75
1 bushel continuous stave—round bottom—2 hoops	do	125	2.94	1 bushel rimless covers—with 4 loops	do		.90
1 bushel export tubs—solid bottom	do	175	3.27	1 bushel Moon covers	do		.72
1 bushel export tubs—stitched in-bottom	do	175	2.88	1 bushel full or Georgia crown covers	do		.69
1 bushel continuous stave—bent bottom—3 hoops	do	175	2.76	1 bushel star crown covers	do		.63
1 bushel continuous stave—improved—3 hoops	do	175	2.67	1 bushel star flat covers	do		.57
1 bushel continuous stave—round bottom—2 hoops	do	175	2.58				

### Notes

1. All baskets and tubs are priced with full or Georgia crown covers, 2 handles and 2 loop fasteners, unless otherwise specified.
2. All covers are priced with 2 loop fasteners, unless otherwise specified. For covers without loop fasteners deduct 3¢ per dozen.
3. For baskets without covers deduct full or Georgia crown cover price.
4. For all customer printing add ¼¢ per impression; die charge extra for customer's account.

5. For baskets without side loop fasteners deduct 6¢ per dozen.
6. For baskets without handles deduct 6¢ per dozen.
7. For 2 extra side loop fasteners add 6¢ per dozen.
8. For 2 extra handles add 6¢ per dozen.
9. For baskets priced with covers other than full or Georgia crown covers deduct full or Georgia crown cover price and add the price of the cover used.

TABLE II—HAMPER; COVERS

Container description	Units	Minimum truckload	Price	Container description	Units	Minimum truckload	Price
1 bushel (32 quart) bean hampers—wire, tin or loop fasteners—11 staves ½" x 4½" x 19½"	Hundred	2,000	\$25.50	½ bushel (20 quart) hampers—hand made—cross brace veneer hoops—no covers	Hundred	3,000	\$17.00
1 bushel (32 quart) hampers—wire, tin or loop fasteners—10 staves ½" x 4½" x 19½"	do	2,000	24.50	½ bushel (20 quart) hampers—hand made—cross brace keg hoops—no covers	do	3,000	18.50
1 bushel (32 quart) hampers—hand made—cross brace	do	2,000	29.50	½ bushel (16 quart) hampers—no covers	do	3,500	13.00
½ bushel (20 quart) hampers—machine made—veneer hoops—no covers	do	3,000	15.25	1 bushel regular flat solid hamper covers	do		7.50
½ bushel (20 quart) hampers—machine made—keg hoops—no covers	do	3,000	17.00	1 bushel regular flat ventilated hamper covers	do		6.75

### Notes

1. For hampers without covers, deduct listed price for 1 bushel hamper covers (solid).
2. For 1 bushel hampers with crown covers add \$1.50 per hundred to listed price for these hampers with regular flat solid hamper covers.
3. For all customer printing add ¼¢ per impression; die charge extra for customer's account.

TABLE III—CLIMAX BASKETS; BERRY CUPS; TILL BASKETS

Container description	Units	Minimum truckload	Price	Container description	Units	Minimum truckload	Price
4 quart Climax baskets—veneer covers—wire handles	Thousand	8,000	\$77.25	12 quart Climax baskets—no handles or covers	Thousand		\$106.50
4 quart Climax baskets—veneer covers—wood handles	do	8,000	78.50	12 quart Climax slatted covers only	do		26.25
4 quart Climax baskets—wire handles—no covers	do		65.50	12 quart Climax raised slatted covers only	do		32.25
4 quart Climax baskets—no handles—no covers	do		62.00	12 quart Climax wire handles only	do		7.00
4 quart Climax veneer covers only	do		11.75	12 quart Climax wood handles only	do		8.75
4 quart Climax wire handles only	do		4.75	1 quart American berry cups—pre-dried	do	60,000	10.50
4 quart Climax wood handles only	do		5.75	1 quart American berry cups—wet	do	60,000	10.25
12 quart Climax baskets—flat slatted covers—wire handles	do	4,000	135.75	1 quart American berry cups—tight corners	do	60,000	11.75
12 quart Climax baskets—raised slatted covers—wire handles	do		141.50	1 quart hallock berry cups	do	60,000	11.75
12 quart Climax baskets—flat slatted covers—wood handles	do		137.50	1 pint American berry cups—pre-dried	do	70,000	9.25
12 quart Climax baskets—raised slatted covers—wood handles	do		143.25	1 pint American berry cups—wet	do	70,000	9.00
12 quart Climax baskets—wire handles—no covers	do		111.25	1 pint oblong berry cups	do	60,000	9.25
12 quart Climax baskets—wood handles—no covers	do		113.00	1 pint hallock berry cups	do	70,000	10.50
				½ pint American berry cups	do	80,000	9.25
				½ pint oblong berry cups	do	80,000	9.25
				1 quart till baskets	do	40,000	21.75
				2 quart till baskets	do	30,000	24.00
				3 quart till baskets	do	25,000	25.25
				4 quart till baskets	do	20,000	26.25

### Notes

1. For Climax baskets with 2 loops, add \$2.00 per thousand.
2. All berry cups are priced packed in cartons.



TABLE IV—MARKET BASKETS: COVERS

Container description	Units	Minimum truckload	Price	Container description	Units	Minimum truckload	Price
4-quart square braid splint baskets.....	Dozen.....	350	\$ .75	24-quart slab baskets.....	Dozen.....	150	\$1.15
8-quart square braid splint baskets.....	do.....	300	.95	32-quart slab baskets.....	do.....	100	1.50
12-quart square braid splint baskets.....	do.....	250	1.05	8-quart veneer covers.....	Hundred.....		.70
16-quart square braid splint baskets.....	do.....	200	1.10	12-quart veneer covers.....	do.....		.80
24-quart square braid splint baskets.....	do.....	150	1.25	16-quart veneer covers.....	do.....		.80
32-quart square braid splint baskets.....	do.....	100	1.60	24-quart veneer covers.....	do.....		.95
24-quart square braid lettuce baskets with cover.....	do.....	250	1.65	8-quart slatted raised covers.....	Dozen.....		.47
8-quart slab baskets.....	do.....	300	.90	12-quart slatted raised covers.....	do.....		.50
12-quart slab baskets.....	do.....	250	1.00	16-quart slatted raised covers.....	do.....		.53
16-quart slab baskets.....	do.....	200	1.05	24-quart slatted raised covers.....	do.....		.62

## Notes

1. All market baskets are priced without covers, unless otherwise specified.

TABLE V—CRATES, PARTS, MISCELLANEOUS

Freight container Bureau No.	Container description (freight container Bureau specifications except as noted)	Units	Minimum truckload	Price	Freight container Bureau No.	Container description (freight container Bureau specifications except as noted)	Unit	Minimum truckload	Price
	UNITIZED: VENEER PARTS, LUMBER, AND/OR VENEER CLEATS—STITCHED AND/OR NAILED					VENEER SLATS: SOLID LUMBER OR ASSEMBLED ENDS—continued			
5, 24, 40.....	1½ bushel apple box 11" x 13" x 17"—without covers.....	Hundred.....	1,250	\$29.75	1450.....	Pineapple crates 10½" x 12" x 33" ¼" x 4" slats.....	Hundred.....		\$41.75
18, 22.....	1 bushel apple box 11" x 12½" x 16"—without covers.....	do.....	1,250	26.75		Pineapple crates 10½" x 12" x 33" ¼" x 4½" slats.....	do.....		44.50
10, 20.....	1 bushel apple box 10½" x 11½" x 18"—without covers.....	do.....	1,250	26.75		SAWN SLATS: ASSEMBLED ENDS			
252.....	1 bushel dozier fruit box 11" x 12½" x 16"—1½" veneer—½" rails.....	do.....	1,250	30.25	1150.....	Pony cantaloupe crate 11" x 11" x 22".....	do.....	1,000	33.50
260.....	24 pint American berry crates 9" or 9½" x 9" x 18".....	do.....	1,250	47.50	1151.....	Standard cantaloupe crate 12" x 12" x 22".....	do.....	1,000	35.00
5615.....	24 pint berry crates—oblong cups.....	do.....	1,250	49.25	1152.....	Jumbo cantaloupe crate 13" x 13" x 22".....	do.....	1,000	36.25
5615.....	24 pint wired American berry crates.....	do.....	1,250	48.75		UNITIZED: VENEER SIDES, TOP AND BOTTOMS, LUMBER ENDS			
5615.....	16 quart American berry crates.....	do.....	1,000	44.25	203.....	Avocado boxes 4½" x 13½" x 16"—¾" veneer, 1½" ends.....	do.....	2,000	18.75
5615.....	16 quart hallock berry crates.....	do.....	1,000	43.50	1025.....	Tomato lugs 6½" x 13½" x 16": End cleats attached.....	do.....	1,500	23.00
5615.....	16 quart Huckleberry crates.....	do.....	1,000	50.75		End cleats not attached.....	do.....	1,500	22.00
295.....	36 pint berry crates—oblong cups—9" x 11" x 22".....	do.....	1,000	66.50	1040.....	Tomato lugs 6½" x 13½" x 16": End cleats attached.....	do.....	1,500	28.25
253.....	24 quart American berry crates—11" x 11" x 21½" to 22".....	do.....	1,000	61.00		End cleats not attached.....	do.....	1,500	27.25
5616.....	24 quart wired American berry crates.....	do.....	1,000	62.75	1035.....	Tomato lugs 4½" x 13½" x 16": End cleats attached.....	do.....	1,500	17.75
5501.....	24 quart Jarrel-type folding berry crates.....	do.....	1,000	70.50		End cleats not attached.....	do.....	1,500	16.75
8720.....	24 quart hinged-cover berry crates—made up.....	do.....	200	84.50		MISCELLANEOUS SPECIAL CONTAINERS			
710.....	Berry crate dividers.....	do.....		2.55		¼ barrel cranberry box, 9½" x 10½" x 15" or 9½" x 11" x 13½".....	do.....	1,250	38.00
690.....	¾ bushel nailed citrus crates—6" x 12" x 12".....	do.....	2,000	15.75		1 bu. market box, 17½" x 17½" x 7½" without tops, ends ½", sides and bottom ¼".....	do.....	1,250	24.25
679.....	¾ bushel nailed citrus crates—half strap—6" x 12" x 24".....	do.....	1,250	28.50		½ bu. market box 12½" x 12½" x 7½" without tops, ends ½", sides and bottom ¼".....	do.....	1,500	15.75
3677.....	¾ bushel wirebound citrus crates—9½" x 9½" x 19".....	do.....	1,250	26.50		FIELD CRATES			
675.....	1½ bushel nailed citrus crates—12" x 12" x 24".....	do.....	1,000	41.25		Citrus field crates:			
705.....	1½ bushel nailed citrus crates—no center head.....	do.....	1,000	32.75		Cypress 12" x 13" x 33".....	do.....	1,000	130.75
650.....	1½ bushel nailed citrus crates—1½" center head.....	do.....	1,000	39.50		Gum 12" x 13" x 33".....	do.....	1,000	92.00
5004.....	1½ bushel wirebound citrus crates.....	do.....	1,000	36.25		Pine 12" x 13" x 33".....	do.....	1,000	81.00
401.....	Cauliflower crates—8½" x 15" x 21½" to 22".....	do.....	1,000	37.00		Tomato field crates:			
485.....	Celery crates 20" x 11" x 20½".....	do.....	1,000	36.50		Cypress 11" x 11" x 24".....	do.....	1,000	81.75
480.....	Celery crates 16" x 10" x 22".....	do.....	1,000	34.00		Gum 11" x 11" x 24".....	do.....	1,000	57.50
	Celery crates—Ransbottom type—20" x 11" x 20½".....	do.....	1,000	37.75		Pine 11" x 11" x 24".....	do.....	1,000	50.75
3610.....	Wirebound celery crates—16" x 10" x 22".....	do.....	1,000	34.25		Cypress 11" x 12" x 24".....	do.....	1,000	84.00
923, 925, 930.....	Lettuce and vegetable crates—7½" x 15" or 15½" x 18¾".....	do.....	1,250	25.50		Gum 11" x 12" x 24".....	do.....	1,000	59.25
3800.....	Wirebound lettuce and vegetable crates—7½" x 15" or 15½" x 18¾".....	do.....	1,250	28.50		Pine 11" x 12" x 24".....	do.....	1,000	52.75
926, 929.....	Lettuce and vegetable crates—13" x 17½" x 21½" to 22".....	do.....	1,000	43.50		Field crates, 11" x 14" x 17" (¾" ends, ¾" sides and bottom, 1¼" x 1¼" cleats).....	do.....	1,000	38.00
900, 952.....	Lettuce and vegetable crates—9" x 13" x 21½" to 22".....	do.....	1,250	29.50		Field crates, 11" x 14" x 17" (¾" ends, ¾" sides and bottom, 1¼" x 1¼" cleats).....	do.....	1,000	48.50
5591.....	Folding vegetable crates—13" x 17½" x 21½" to 22".....	do.....	1,000	53.75		CRATE PARTS			
1417.....	Pepper crates—13½" x 11" x 22".....	do.....	1,250	31.75		Citrus riser sticks—straight—Tangerine.....	do.....		.75
1235, 1236.....	1 bushel potato crates—12" x 12" x 15".....	do.....	1,250	26.00		Citrus riser sticks—straight—Orange.....	do.....		1.10
1654.....	1 bushel sweet potato crates—12" x 12" x 16¾".....	do.....	1,250	26.00		Citrus riser sticks—straight—Grapefruit.....	do.....		1.50
5576.....	1 bushel folding sweet potato crates.....	do.....	1,250	38.00		Citrus riser sticks—beveled—Tangerine.....	do.....		1.05
1700.....	1 bushel vegetable crates—8" x 12" x 22".....	do.....	1,250	28.25		Citrus riser sticks—beveled—Orange.....	do.....		1.40
1550.....	Radish crates—7½" x 15" x 18¾".....	do.....	1,250	28.25		Citrus riser sticks—beveled—Grapefruit.....	do.....		1.70
1601.....	6 basket crate skeleton—10" x 11" x 22".....	do.....	1,250	26.00		1 bushel and 1½ bushels apple box covers—Unitized 4 slats ¾" x 3".....	do.....		4.75
5040.....	Wirebound vegetable crates—12" x 12" x 16¾".....	do.....	1,250	44.00		Apple box top slats ¾" x 2½" or 5½" x 1¼".....	Thousand.....		9.00
4054.....	James sweet potato crates—12½" x 12½" x 15" top—13½" x 16" bottom.....	do.....	1,250	31.00	252.....	24 pint American berry crate parts:			
	VENEER SLATS: SOLID LUMBER OR ASSEMBLED ENDS					Ends.....	Hundred.....		4.40
161.....	Asparagus crates—10½" x 9" or 9½" top 11" bottom x 17½" or 18" 2½" ends, ¼" slats.....	do.....	1,250	33.25		Sides.....	do.....		2.52
157.....	Asparagus crates 11" x 9¾" top 12" bottom x 16¼" 2½" ends, ¼" slats.....	do.....	1,250	35.00		Tops.....	do.....		2.41
158.....	Asparagus crates 12½" x 9½" top 10½" bottom x 17¼" 2½" ends, ¼" slats.....	do.....	1,250	36.25	253.....	24 quart American berry crate parts:			
						Ends.....	do.....		6.77
						Sides.....	do.....		3.78
						Tops.....	do.....		4.37
						Bottoms.....	do.....		3.28



TABLE V—CRATES, PARTS, MISCELLANEOUS—Continued

Freight container Bureau No.	Container description (freight container Bureau specifications except as noted)	Units	Minimum truckload	Price	Freight container Bureau No.	Container description (freight container Bureau specifications except as noted)	Units	Minimum truckload	Price
CRATE PARTS—continued					CRATE PARTS—continued				
401.....	Cauliflower crate parts—8½" x 18" x 22";				1235, 1236..	1 bu. potato crate parts 12" x 12" x 15";			
	Ends.....	Hundred..		\$8.68		Ends.....	Hundred..		\$6.44
	Sides.....	do.....		3.45		Sides.....	do.....		3.28
	Tops.....	do.....		6.07		Tops.....	do.....		3.28
	Bottoms.....	do.....		6.67		Bottoms.....	do.....		3.28
480.....	Celery crate parts—16" x 10" x 22";				1417.....	Pepper crate parts 13½" x 11" x 22";			
	Ends.....	do.....		7.07		Ends.....	do.....		6.72
	Sides.....	do.....		5.68		Sides.....	do.....		5.35
	Tops or bottoms.....	do.....		4.25		Tops.....	do.....		3.81
	Bottoms.....	do.....		3.80		Bottoms.....	do.....		3.81
485.....	Celery crate parts—20" x 11" x 20½";				1550.....	Radish crate parts 7½" x 15" x 18½";			
	Ends.....	do.....		9.05		Ends.....	do.....		5.86
	Sides.....	do.....		6.28		Sides.....	do.....		3.32
	Tops.....	do.....		2.04		Tops.....	do.....		4.95
	Bottoms.....	do.....		3.80		Bottoms.....	do.....		4.95
	Celery crate parts—Ransbottom type 20" x 11" x 20½";				1654.....	1 bu. sweet potato crate parts 12" x 12" x 16½";			
	Ends.....	do.....		9.50		Ends.....	do.....		6.44
	Sides.....	do.....		7.00		Sides.....	do.....		3.28
	Tops.....	do.....		2.04		Tops.....	do.....		3.28
	Bottoms.....	do.....		3.61		Bottoms.....	do.....		3.28
675.....	1½ bushels nailed citrus crate parts:				1700.....	1 bushel vegetable crate parts 8" x 12" x 22";			
	Ends.....	do.....		6.44		Ends.....	do.....		6.68
	Centers.....	do.....		7.86		Sides.....	do.....		3.04
	Sides.....	do.....		5.28		Tops.....	do.....		4.27
	Tops.....	do.....		5.20		Bottoms.....	do.....		4.54
	Bottoms.....	do.....		4.75					
705.....	1½ bushels nailed citrus crate parts:				1450.....	Pineapple crate parts 10½" x 12" x 33";			
	Ends.....	do.....		6.44		Ends.....	do.....		6.24
	Sides.....	do.....		5.12		Centers.....	do.....		7.67
	Tops.....	do.....		5.04		14" x 4" slats.....	do.....		2.70
	Bottoms.....	do.....		4.59		14" x 4½" slats.....	do.....		3.05
679.....	½ bushel nailed citrus crate parts:				1025.....	Tomato lug parts 6½" x 13½" x 16";			
	Ends.....	do.....		4.57		Ends—cleats attached.....	do.....		6.60
	Centers.....	do.....		5.36		Ends—cleats not attached.....	do.....		6.10
	Sides.....	do.....		3.56		Sides.....	do.....		1.34
	Tops.....	do.....		3.59		Tops.....	do.....		4.34
	Bottoms.....	do.....		3.25		Bottoms.....	do.....		2.78
923, 925.....	Lettuce and vegetable crate parts—7½" x 18" or 15½" x 18½";				1040.....	Tomato lug parts 6½" x 13½" x 16";			
	Ends.....	do.....		5.87		Ends—cleats attached.....	do.....		6.92
	Sides.....	do.....		2.91		Ends—cleats not attached.....	do.....		6.42
	Tops.....	do.....		3.97		14" sides.....	do.....		2.19
	Bottoms.....	do.....		3.97		14" or 14" tops with 2½" x 1½" cleats.....	do.....		5.23
926, 929, 930.....	Lettuce and vegetable crate parts 13" x 17½" x 21½" to 22";					14" bottoms.....	do.....		4.80
	Ends.....	do.....		10.50	5, 24, 40.....	1½" bushel apple box parts:			
	Sides.....	do.....		4.90		Ends.....	do.....		7.07
	Tops.....	do.....		6.05		Sides.....	do.....		4.46
	Bottoms.....	do.....		6.65		Bottoms.....	do.....		6.69
950, 952.....	Lettuce and vegetable crate parts 9" x 13" x 21½" to 22";					Cleats (per M'BM net leaver measure).....			77.25
	Ends.....	do.....		7.28					
	Sides.....	do.....		3.05					
	Tops.....	do.....		4.27					
	Bottoms.....	do.....		4.57					

## Notes

1. All crates are priced unitized but knocked down, unless otherwise specified.
2. All dimensions on crates are inside, unless otherwise specified.
3. For all stock and customers printing add ¼¢ per impression; die charge extra for customer's account.
4. All berry crates are priced complete with cups and dividers.
5. All berry crates sold without cups or dividers, deduct the ceiling price of the dividers and the ceiling price of the cups.
6. For dyed cleats add ¼¢ per crate.
7. For curved sides on 1½ bushel nail type citrus crates, add 2½¢ per crate.
8. For curved sides on ½ bushel nail type citrus crates, and lugs, add 2¢ per crate.
9. For all nail type celery crates with 22" x 10" head frames, add 2¢ per crate.
10. For making up unitized crates (except those priced made up) add 4¢ per crate.
11. For making up field crates and other crates not unitized add \$18.00 per M'BM

## Net Leaver measure.

12. All parts are complete or unitized, not sets.
13. In 1½ bushel wirebound citrus boxes when 4 solid fiber slats are substituted for 4 veneer slats in the blank only an addition of \$3.50 per hundred may be made to the basic maximum price.
14. In 1½ bushel wirebound citrus boxes when 4 solid fiber slats in the blank and one in each end panel are substituted for veneer slats, an addition of \$4.50 per hundred may be made to the basic maximum price.
15. In 1½ bushel wirebound citrus boxes when 4 corrugated slats are substituted for 4 veneer slats in the blank only an addition of \$2.00 per hundred may be made to the basic maximum price.
16. In 1½ bushel wirebound citrus boxes when 4 corrugated slats in the blank and 1 in each end panel are substituted for veneer slats an addition of \$2.50 per hundred may be made to the basic maximum price.

TABLE VI—MAXIMUM PRICES FOR SMALL QUANTITY SALES

Container description	Per 100, lots of 1 to 499	Per 100, lots of 500 to 999	Per 100, lots of 1 to 999	Container description	Per 100, lots of 1 to 499	Per 100, lots of 500 to 999	Per 100, lots of 1 to 999
1 quart American berry cups, predried.....	\$1.00	\$1.25	.....	½ pint American berry cups.....	\$1.50	\$1.15	.....
1 quart American berry cups, wet.....	1.50	1.15	.....	½ pint Oblong berry cups.....	1.50	1.15	.....
1 quart American berry cups, tight corners.....	1.70	1.35	.....	1 quart till baskets.....	.....	.....	\$2.65
1 quart Hallock berry cups.....	1.70	1.35	.....	2 quart till baskets.....	.....	.....	2.85
1 pint American berry cups, predried.....	1.45	1.10	.....	3 quart till baskets.....	.....	.....	3.10
1 pint American berry cups, wet.....	1.40	1.05	.....	4 quart till baskets.....	.....	.....	3.30
1 pint Oblong berry cups.....	1.50	1.15	.....				

2. In section 4 paragraph (b) is revoked.

3. In section 5 paragraph (c) is revoked but the undesignated paragraphs which follow (c) remain as presently written.

4. In section 6 paragraph (d) is revoked but the undesignated paragraph

which follows (d) remains as presently written.

5. In section 7 a new undesignated paragraph is added at the end of the section reading as follows:

Manufacturers, for whom maximum prices have been issued by the Office of Price Administration and are now in effect covering containers of the classifi-

cations listed below and priced under this section may increase such prices by the amount indicated:

	Percent
Nailed crates.....	21
Wirebound crates.....	17
Export tubs, continuous stave baskets, hampers.....	11
Climax baskets, berry cups, till baskets, market baskets.....	17



Any manufacturer who increases his maximum price for a container as provided herein shall make the following statement on the invoice covering the sale:

----- percent increase permitted under section 7 of RMPR 320 by amendment 6.

Sellers of container parts priced under this section shall not increase their maximum prices for such parts except as they may be authorized to do so by Order following application to the Office of Price Administration properly filed under this section.

6. Section 9 is amended to read as follows:

**Sec. 9. What the invoice must contain.** An invoice must be submitted by the seller in each sale and must show the quantity of the sale and a sufficiently complete description of the containers or parts or any extras which affect the maximum price to show whether or not the price is proper. The invoice must also show any addition for delivery and whether the sale is a dealer or warehouse sale.

7. Section 10 is amended to read as follows:

**Sec. 10. Prohibited practices.** Any practice which is a device to get the effect of a higher than ceiling price without actually raising the dollars and cents price is as much a violation of this regulation as an outright over ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying agreements, trade understandings, changes in discount practices and the like. In addition, under this section, a seller of containers under this regulation must give the same cash discounts to a purchaser which he gave to that purchaser or a purchaser of the same class in March 1942.

8. In section 13 paragraph (b) is revoked.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11494; Filed, June 28, 1946; 3:35 p. m.]

#### PART 1388—DEFENSE-RENTAL AREAS

[Housing,<sup>1</sup> Amdt. 93 (§ 1388.1181)]

##### HOUSING

The application of the Rent Regulation for Housing is terminated in a portion of the Tallahassee Defense-Rental Area, consequently a portion of the above-named area is decontrolled and item 65 of Schedule A of the Rent Regulation for Housing is amended to read as follows:

<sup>1</sup> 10 F.R. 13528, 13454, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3480, 4015, 4153, 4731, 5396, 5824, 5952, 5953.

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(65) Tallahassee.....	Florida.....	Leon.....	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

Effective July 1, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11509; Filed, June 28, 1946; 3:40 p. m.]

#### PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129,<sup>1</sup> Amdt. 11]

##### CERTAIN CONVERTED PAPER PRODUCTS AND CERTAIN INDUSTRIAL PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respects:

1. To footnote 5 appearing in Appendix A is added the following paragraph:

To the maximum prices per cwt. for all grades of Vegetable Parchment Papers there may be added an amount not in excess of 75¢ per cwt.: *Provided, however*, That if the manufacturer has been granted an individual adjustment of his maximum price on a particular commodity, he may charge either his adjusted price or his unadjusted price plus the 75¢ per cwt. increase whichever is higher.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11529; Filed, June 28, 1946; 4:47 p. m.]

#### PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129,<sup>1</sup> Amdt. 10]

##### CERTAIN CONVERTED PAPER PRODUCTS AND CERTAIN INDUSTRIAL PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respects:

1. To item 8 on the list of products of Appendix A is added footnote 7 to read as follows:

8. Sanitary closures and milk bottle caps Oct. 1-15, 1941.<sup>1</sup>

<sup>1</sup> 9 F.R. 6825; 10 F.R. 11298, 15371; 11 F.R. 1525, 4237.

<sup>1</sup> Maximum prices for this commodity may be increased by an amount not exceeding 8% of those existing during the base period.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11528; Filed, June 28, 1946; 4:47 p. m.]

#### PART 1305—ADMINISTRATION [SO 166]

##### SUSPENSION FROM PRICE CONTROL OF CERTAIN FUEL PRODUCTS

A statement of considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

**SECTION 1. Suspension.** Notwithstanding the provisions of any price regulation or order heretofore issued by the Office of Price Administration or any price regulation or order hereafter issued by the Office of Price Administration except an amendment to this order, price control is suspended as to all purchases, sales and deliveries and offers to do the same of any product listed below when 50% or more of the product is petroleum. The suspension is for an indefinite period.

(a) *Certain petroleum products.*

1. Penetrating oil.
2. Upper cylinder lubricants.
3. Motor tune up products.
4. Lubricating oil in containers of one pint or less.
5. Preservative oils and compounds for metal, leather, etc. in containers of one gallon or less.
6. Floor oils.
7. Household insecticides and household disinfectants.
8. Stick type lubricants for automobile and household use.
9. Solid heat tablets for campfires, fireplace, kindling, etc.
10. Spot removers, dry cleaners, rug end upholstery cleaners in containers of five gallons or less.
11. Smokers lighter fluids.
12. Hydraulic brake fluid.
13. Knee action oil.
14. Shock absorber oil.
15. Hydraulic jack oil.
16. Hydraulic hoist oil.
17. Grinding and cutting compounds in containers of one gallon or less.
18. Additives for improving or modifying lubricating oil, or grease properties such as:
  - Pour depressants.
  - Viscosity index improvers.
  - Oxidation inhibitors.
  - Detergent additives.
  - Extreme pressure agents.
  - Tackiness additives, etc.



19. Naphthenic acids.
20. Metallic Naphthenates.
21. Natural and synthetic mineral oil polymers.
22. Calcined petroleum coke.

SEC. 2. *General provisions*—(a) *Products not affected by this order.* The provisions of this order do not suspend from price control products which are not listed, although the products may have been incorporated in or sold with products which are suspended from price control.

(b) *Records and reporting.* Suspension from price control does not affect the responsibility of a person to preserve records which on the date of suspension he was required to keep under the provisions of the applicable price regulation or regulations.

(c) *Definitions for the purpose of this supplementary order.* (1) "Price regulation" means the price schedule effective in accordance with section 206 of the Emergency Price Control Act of 1942 as amended, the maximum price regulation or temporary maximum price regulation heretofore or hereafter issued, or any amendment or supplement thereto or order thereunder heretofore or hereafter issued.

(d) *Geographical applicability.* The provisions of this order shall be applicable to purchases, sales and deliveries and offers to do the same in the 48 states of the United States and the District of Columbia.

This Supplementary Order Number 166 shall become effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11557; Filed, June 28, 1946;  
4:47 p. m.]

#### PART 1352—FLOOR COVERINGS

[RPS 58,<sup>1</sup> Incl. Amdts. 1-8.]

##### WOOL FLOOR COVERINGS

This compilation of Revised Price Schedule 57 includes Amendment 8, effective June 29, 1946. The text added or amended by Amendment 8 is underscored.

Wool floor coverings are an important item of household furnishings. Between August 1939 and May 1941 prices advanced 23.2% on a weighted average basis. The increase on one popular-priced item amounted to 33% in that period. In June 1941, the Office of Price Administration wrote the manufacturers of wool floor coverings requesting that they not increase prices on their lines to be marketed in the fall. Subsequently, individual voluntary agreements were reached with practically all members of the industry under which they agreed not to increase their prices prevailing on October 13 prior to December 15.

The outbreak of hostilities in the Far East, which is the source of all jute and much wool, the two principal raw materials, has a critical impact on the industry. Trade journal articles, and confer-

ences with industry members, clearly indicate that price increases are planned. Efforts to obtain an extension of the individual voluntary agreements which expire on December 15 have been unsuccessful. In addition, requests by this Office to industry members on November 15 to submit detailed cost and profit data have elicited only a few replies. The cost study will continue. Meanwhile, effective measures must be taken to forestall further increases which may result in unwarranted prices.

[Above paragraph amended by Am. 5, 10 F.R. 12652, effective 10-13-45]

Accordingly, under the authority vested in me by Executive Order No. 8734, it is hereby directed that:

#### Sec.

1. Maximum prices for wool floor coverings.
- 1a. Adjustment of maximum prices.
- 1b. Invoices.
2. Less than maximum prices.
3. Evasion.
4. [Revoked.]
5. Change in color or pattern.
6. Records.
7. [Revoked.]
8. [Revoked.]
9. Enforcement.
- 9a. Licensing.
10. Modification of Revised Price Schedule No. 57.
- 10a. Applications for adjustment.
11. Definitions.
12. Effective date of PS 57.

AUTHORITY: § 1352.1 through § 1352.12, inclusive, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

§ 1352.1 *Maximum prices for wool floor coverings.* On and after January 2, 1942, regardless of the terms of any contract or sale or purchase, or other commitment, no manufacturer shall sell, offer to sell, deliver or transfer any unit or wool floor covering at a price higher than the maximum price.

(a) On and after April 8, 1946, the maximum price for any unit of wool floor coverings for which the manufacturer has a maximum price properly established under this section, or under § 1352.10a, on that date, shall be 105 percent of that properly established maximum price, exclusive of any increases or adjustment charges in such maximum price permitted by any order, schedule or regulation of the Office of Price Administration.

[Paragraph (a) amended by Am. 1, 7 F.R. 9035, effective 11-4-42; Am. 2, 8 F.R. 1120, effective 1-28-43; Am. 3, 8 F.R. 6053, effective 5-14-43 and Am. 7, 11 F.R. 4338, effective 4-17-46]

(b) The maximum price for sales of any new unit of wool floor covering differing only in color or pattern from a unit which has a maximum price properly established under paragraphs (a), (c), or (d), or under § 1352.10a, is the same as the maximum price for the unit already priced, provided such change in color or pattern does not reduce the cost of producing the new unit.

[Paragraph (b) amended by Am. 5, 10 F.R. 12652, effective 10-13-45 and Am. 7, 11 F.R. 4338, effective 4-17-46]

(c) (1) This paragraph provides a method whereby a manufacturer's maximum prices will be established if either:

(i) The manufacturer made no sales of wool floor coverings to a particular class of purchaser, during the period from January 1, 1941 to October 13, 1941; or

(ii) A maximum price for sales of the same type of wool floor coverings by the manufacturer has never been established under this schedule.

[Subparagraph (1) amended by Am. 8, effective 6-29-46]

(2) Any person whose maximum prices must be determined under this paragraph (c) shall file a signed report in duplicate with the Office of Price Administration, Washington 25, D. C., setting forth the following:

(i) The date of the report.

(ii) The manufacturer's name and address.

(iii) The specifications of the article which shall include a statement of the following:

The manufacturer's name, number or other designation of the article.  
The type and kind of the article.  
The pitch of the article.  
The number of wires or rows, per inch.  
The height of the pile, or the size of the wires.

The number of frames.  
The number of shots in the weave.  
With respect to the pile yarn: the material, the size; the ply; the weight per square yard, and the dye method.

With respect to the chain, the stuffer, and the filling: the material; the size; the ply; the weight per square yard; and a statement of whether it is natural or dyed;

With respect to the back: a statement of whether it is regular, leno, or synthetic; and whether it is starched. In addition, if the back is leno or synthetic, a statement of the exact kind of backing material, and a statement of its dry weight per square yard.

The total weight per square yard.  
All other construction details not specified above.

(iv) If the applicant is a new manufacturer, or if he is applying for a maximum price for a new article, he shall submit the direct material and direct labor cost of producing the article, (broken down by major operations), computed on a square yard basis.

(v) If the applicant is a new manufacturer, he shall submit the name or number of two comparable articles; and the names and addresses of the manufacturers of those comparable articles.

(3) The manufacturer shall submit with his report a sample, 9" x 12" or a small mat of the article to be priced; and, where possible, samples, 9" x 12", or small mats of the comparable articles referred to in the report.

(4) After receipt of the manufacturer's report and samples or acting on its own motion the Office of Price Administration will issue an order establishing maximum prices for the manufacturer's sales, which maximum prices will be in line with the level of maximum prices established under this schedule. No sale or delivery of any article which must be priced under this paragraph (c) may be made until the issuance of an order

<sup>1</sup> 7 F.R. 1314.



establishing the manufacturer's maximum prices. The maximum prices, so established, shall apply to all sales and deliveries of the article by the manufacturer since this schedule became applicable to such sales and deliveries.

[Paragraph (c) amended by Am. 5, 10 F.R. 12652, effective 10-13-45]

(d) (1) This paragraph provides a method whereby a manufacturer's maximum prices will be established for sales of a new wool floor covering if a maximum price for sales by the manufacturer of a different unit of the same type of wool floor covering has been established, previously, under this schedule.

First, he finds his direct unit costs of the wool floor covering most comparable to the wool floor covering which is being priced.

"Direct unit cost" is the cost per unit of direct labor and materials on the basis of material prices and wage rates computed in accordance with OPA Form No. 6068-2735<sup>2</sup> which is incorporated herein by reference, and determined according to the methods customarily employed by him in calculating costs. Such costs shall be computed on the basis of the same labor efficiency and the same volume of production for the comparable wool floor covering and for the wool floor covering being priced.

Second, he finds his markup factor by dividing the direct unit cost of the comparable article into the f. o. b. factory maximum price to a particular class of purchaser.

Third, he multiplies the direct unit cost of the article being priced by that markup factor. The result in his f. o. b. factory maximum price for sales to the same class of purchaser.

(2) *Reports.* In the case of any article for which the manufacturer's maximum price must be computed in accordance with this section the manufacturer shall report the maximum price as computed by him to the Home Furnishing Price Branch, Office of Price Administration, Washington 25, D. C., on OPA Form No. 6068-2735 prior to first offering the new wool floor covering for sale. All information required by that form and the samples referred to hereon, must be submitted.

Fifteen days after mailing the report, in the absence of a contrary direction from the Office of Price Administration, the manufacturer may offer the article for sale at a price no higher than the maximum price reported.

(3) *Revision of prices.* The price reported by the manufacturer shall be his maximum price if it has not been disapproved by the Office of Price Administration

within 15 days of mailing his report and if (i) he has reported the correct maximum price of the comparable article used in the computation, (ii) he has used reasonable care and good faith in selecting and reporting the comparable article and (iii) he has used reasonable care and good faith in arriving at and reporting all direct unit costs as provided by this section. If the manufacturer has not met all three of these conditions, a sale at the reported price, if it is higher than the correctly determined price, is in violation of this schedule even though it has not been disapproved by the Office of Price Administration. A reported price shall always be subject to revision (not to apply retroactively) by an order of the Office of Price Administration, issued under this section, to bring it into line with the general level of maximum prices otherwise established by this schedule. However, if the manufacturer has not met the three conditions specified above, the order revising his maximum price will be retroactive to the date of his first sale.

[Paragraph (d) added by Am. 8, effective 6-29-46]

[§ 1352.1 amended, 7 F.R. 907, effective 2-7-42 and as otherwise noted]

§ 1352.1a *Adjustment of maximum prices.* Each manufacturer of wool floor coverings may increase his maximum prices established under § 1352.1 or 1352.10a of this revised price schedule for his sales of the wool floor coverings which he manufactures by 4½ percent: *Provided*, That the amount of such increase is separately stated as an adjustment charge on each invoice or other written evidence of sale.

[§ 1352.1a added by Am. 6, 11 F.R. 404, effective 1-4-46; amended by Am. 7, 11 F.R. 4338, effective 4-17-46]

§ 1352.1b *Invoices.* Every manufacturer selling wool floor coverings to a purchaser for resale shall furnish to such purchaser an invoice or other written evidence of sale which shall state:

- (a) The date of sale.
- (b) The seller's name and address.
- (c) The purchaser's name and address.
- (d) The name, number or other identification of the article sold.
- (e) The quantity of the article sold.
- (f) The seller's selling price for the article not exceeding his maximum price established under §§ 1352.1 or 1352.10a of Revised Price Schedule No. 57.

[Paragraph (f) amended by Am. 7]

(g) The amount of any adjustment charge made under § 1352.1a of Revised Price Schedule No. 57.

- (h) The total sales price.
- (i) The terms of sale.
- (j) The nature and amount of any additional charges.

A copy of such invoice or other written evidence of sale must be kept by the seller for inspection by the Office of Price Administration

for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

No manufacturer may sell, offer to sell or deliver any wool floor covering which he manufactures at a maximum price adjusted under § 1352.1a of this revised price schedule unless he gives an invoice or other written evidence of sale to each purchaser for resale, and unless the seller's maximum price and the amount of the adjustment charge are separately stated on each such invoice or other written evidence of sale.

[§ 1352.1b added by Am. 6, 11 F.R. 404, effective 1-4-46; amended as otherwise noted]

§ 1352.2 *Less than maximum prices.* Lower prices than those established in § 1352.1 may be charged, demanded, paid or offered.

§ 1352.3 *Evasion.* The price limitations set forth in Revised Price Schedule No. 57 shall not be evaded whether by direct or indirect methods in connection with the manufacture of wool floor coverings by deterioration of quality or in connection with a purchase, sale, delivery or transfer of wool floor coverings, alone or in conjunction with any other material, or by way of any service, transportation, or other charge, or by tying-agreement or other trade understanding, or by making rebates, discounts or other terms and conditions of sale less favorable to the purchaser than those available or in effect on October 13, 1941, or by any other means.

§ 1352.4 [Revoked]

[§ 1352.4 revoked by Am. 5, 10 F.R. 12652, effective 10-13-45]

§ 1352.5 *Change in color or pattern.* Changes in color or pattern, or both, of any unit of wool floor covering may be made.

§ 1352.6 *Records.* Each manufacturer making sales of wool floor coverings on or after December 16, 1941 shall keep complete and accurate records of such sales for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. Such records shall show, with respect to each such sale, the date thereof, the name and address of the buyer, the name, number or other designation of each unit sold, the price received for each unit, and the quantity sold.

[§ 1352.6 amended by Am. 5]

§ 1352.7 [Revoked]

[§ 1352.7 revoked by Am. 5, 10 F.R. 12652, effective 10-13-45]

§ 1352.8 [Revoked]

[§ 1352.8 revoked by Supplementary Order 2, 7 F.R. 2000, effective 3-13-42]

§ 1352.9 *Enforcement.* (a) Persons violating any provision of this Revised Price Schedule No. 57 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Revised Price Schedule No. 57 or any price schedule, regulation or order issued by the Office of Price

<sup>2</sup> Copies may be obtained at the District Offices of the Office of Price Administration.



Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest field or regional office of the Office of Price Administration or its principal office in Washington, D. C.

[§ 1352.9 amended by Supplementary Order 3, 7 F.R. 2132, effective 3-16-42]

§ 1352.9a *Licensing.* The provisions of Licensing Order No. 1,<sup>8</sup> licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[§ 1352.9a added by Supplementary Order 72, 8 F.R. 13244, effective 10-1-43]

§ 1352.10 *Modification of Revised Price Schedule No. 57.* Any person seeking an amendment of any provision of this RPS 57 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.<sup>9</sup>

[§ 1352.10 amended by Supplementary Order 1, 7 F.R. 1836, effective 3-10-42 and Supplementary Order 26, 7 F.R. 8948, effective 11-4-42]

§ 1352.10a *Applications for adjustment.* (a) The Office of Price Administration may make an adjustment of the manufacturer's maximum prices of cut order, unbordered and bordered rugs in any case in which it appears that:

(1) The manufacturer has agreed to simultaneous reductions in the maximum prices of other wool floor coverings of his manufacture, which together will equal or exceed the total dollar amount of the upward adjustment that may be granted to him under this section, and

(2) The manufacturer sells both the items to be increased and the items to be reduced in price to the same trade.

(b) Applications for adjustment under this section should be filed in accordance with the provisions of Revised Procedural Regulation No. 1.

[§ 1352.10a added by Am. 4, 9 F.R. 526, effective 1-17-44]

§ 1352.11 *Definitions.* When used in this schedule, the following terms shall have the following meanings:

(a) "Person" includes an individual, corporation, or any other organized group; their legal successors or representatives; the United States, or any other government, or any of their political subdivisions.

(b) "Manufacturer" means a person operating a factory, plant or mill in which the actual weaving of wool floor coverings is performed.

(c) "Wool floor covering" means a loom woven floor covering, the surface of which contains at least twenty five percent wool. The term includes only floor coverings of the axminster, velvet, tapestry, wilton, brussels, chenille, smyrna and ingrain types of weave, and all

variations of these types of weaves, if woven on a loom. It also includes floor coverings having synthetic or leno back if the essential wearing part of the article is loom woven.

(d) "Unit" means the specific article of wool floor covering sold or offered for sale.

[§ 1352.11 amended by Supplementary Order 12, 7 F.R. 6385, effective 8-14-42 and Am. 5, 10 F.R. 12652, effective 10-13-45]

§ 1352.12 *Effective date of Price Schedule No. 57.* This Price Schedule shall become effective December 16, 1941. [Price Schedule 57 originally issued December 16, 1941]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: The record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11525; Filed, June 28, 1946; 4:47 p. m.]

#### PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 54]

##### MISCELLANEOUS AMENDMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation No. 15 is amended in the following respects:

1. Subdivision (i) of § 1499.75 (a) (27) is amended by changing the list of articles therein to read as follows:

Domestic cooking and heating stoves covered by Maximum Price Regulation No. 64 including electric ranges.

Domestic washing and ironing machines covered by Revised Maximum Price Regulation No. 86.

Business and office machines covered by Maximum Price Regulation No. 188.

Vacuum cleaners and attachments covered by Revised Maximum Price Regulation No. 111.

Household mechanical refrigerators covered by Revised Price Schedule No. 102 or Maximum Price Regulation No. 598.

Hand lawn mowers covered by Maximum Price Regulation No. 188.

Small electrical appliances covered by Maximum Price Regulation No. 188.

2. Subdivision (ii) of § 1499.75 (a) (27) is amended by adding at the end thereof the following sentence: "This section also covers sales by 'manufacturers' (as defined in paragraph (iii) (a) hereof) directly to consumers."

3. Subdivision (iii) (b) of § 1499.75 (a) (27) is amended by changing the list of articles and percentages therein to read as follows:

Article	Percent
Domestic cooking and heating stoves covered by Maximum Price Regulation No. 64, except electric ranges.....	13.0
Domestic electric ranges covered by Maximum Price Regulation No. 64.....	11.0
Domestic washing and ironing machines covered by Revised Maximum Price Regulation No. 86.....	17.0

Article	Percent
Vacuum cleaners and attachments covered by Revised Maximum Price Regulation No. 111.....	15.0
Household mechanical refrigerators covered by Revised Price Schedule No. 102 or Maximum Price Regulation No. 598.....	16.5
Business and office machines covered by Maximum Price Regulation No. 188.....	12.0
Hand lawn mowers covered by Maximum Price Regulation No. 188.....	28.0
Small electrical appliances covered by Maximum Price Regulation No. 188.....	18.0

This amendment shall become effective on the 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11526; Filed, June 28, 1946; 4:43 p. m.]

#### Chapter XVIII—Office of Economic Stabilization

[Directive 87, Amdt. 5]

#### PART 4003—SUPPORT PRICES: SUBSIDIES

##### IMPORTS OF GREEN COFFEE

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); It is hereby ordered:

Paragraph 1 (e) (v) of section 1 is revoked.

Issued and effective this 28th day of June 1946.

CHESTER BOWLES,  
Director.

[F. R. Doc. 46-11523; Filed, June 28, 1946; 4:35 p. m.]

[Directive 125]

#### PART 4004—PRICE STABILIZATION; MAXIMUM PRICES

##### MAXIMUM RAW MATERIAL COSTS FOR FRUITS FOR PROCESSING (EXCEPT DRYING)—1946

The Secretary of Agriculture and the Price Administrator, have submitted to me information with respect to establishing maximum raw material costs to be reflected in maximum prices for processed fruit commodities (except dried) produced from designated fruits. After careful consideration, I find that the measures hereinafter authorized and directed to be taken by the Secretary of Agriculture and the Price Administrator will effectuate the purposes of the Stabilization Program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Ex-

<sup>8</sup> 8 F.R. 13240.

<sup>9</sup> 9 F.R. 10476, 13715; 10 F.R. 11295.



Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); It is hereby ordered:

The Office of Price Administration is authorized and directed to establish or maintain maximum prices for processed fruit commodities (except dried) pro-

duced from any of the fruits designated in Schedule A, attached hereto, which are computed, wherever feasible, on the basis of the weighted average price actually paid by each processor for each grade or district classification for all fruit purchased on a grade or district classification basis, but not to exceed the price designated to be paid for that

grade or district classification, and for all other fruits on the basis of the weighted average price actually paid but not to exceed the area average price designated.

Issued and effective this 28th day of June 1946.

CHESTER BOWLES,  
Director.

SCHEDULE A—DESIGNATED GROWER PRICES—FRUITS FOR PROCESSING (EXCEPT DRYING) 1946

[Maximum raw material costs]

State or area	Commodity	Dollars per ton	State or area	Commodity	Dollars per ton
California:	Apricots:		Oregon and Washington	Peaches, Freestone—Con.	
District 1 (counties of Alameda, Santa Clara, San Mateo, San Benito, Santa Cruz and Monterey).	Average	\$89.00	North Carolina, South Carolina, Georgia, Florida, Kentucky, Tennessee, Alabama, Mississippi, Arkansas, Louisiana, Oklahoma, and Texas.	Grade 1	\$62.00
District 2 (counties of San Luis Obispo, Yolo, Solano, Contra Costa, and the parts of Stanislaus and San Joaquin Counties that are west of the San Joaquin River and South of Highway 50 and all other counties of the State not listed).	12's and larger to the pound	100.00	North Dakota, South Dakota, Nebraska, Kansas, Missouri, Illinois, Indiana, Ohio, West Virginia, Virginia, and all States east and north thereof.	Grade 2	39.00
District 3 (Merced County and the remainder of San Joaquin and Stanislaus Counties).	14's	95.00	California, Washington, Oregon, California, district 1 (counties of Sacramento, Yuba, Sutter, Mendocino, Lake and that part of Yolo county east of a straight line from the northwest corner of Sacramento County to the northeast corner of Solano County and that part of Solano County east of a straight line from the northeast corner of Solano County to the town of Rio Vista).	All varieties	50.00
District 4 (counties of Madera, Fresno, Kings, Tulare, Kern, Imperial, Los Angeles, Orange, Riverside, San Bernardino, Santa Barbara, Ventura and San Diego).	16's	85.00	California, district 2 (counties of Eldorado, Placer, Santa Clara, Contra Costa, San Benito, Santa Cruz, San Mateo, that part of Solano County not included in district 1, that part of Sonoma County that includes the floor of the Sonoma Valley north of a line drawn east and west through Rama station to the post office at Kenwood and also the watershed and valley of the Russian River from Mendocino County line south to a line running east and west through the post office at Healdsburg, that part of Napa County north of a line drawn east and west intersecting Trantas Road at the railway station of union and all other counties of the State not mentioned).		
Oregon and Washington	12's and larger to the pound	93.00	California, district 3 (Alameda County and that part of Napa County not included in district 2).		
Other States	14's	88.00	California, district 4 (Marin County and that part of Sonoma County not included in district 2).		
All States	16's	77.00	California	Hall grade	(1)
California:	Average	79.00	California	Second grade	(2)
District 1 (counties of Santa Clara, Alameda, Santa Cruz, and Monterey).	Grade 1	85.00	Washington and Oregon	Grade 1	75.00
District 2 (counties of Sonoma, Solano, Napa, and West Contra Costa (west of Mt. Diablo Meridian).	Grade 2	81.00		Grade 2	43.00
District 3 (counties of San Joaquin, Stanislaus, Sacramento, Placer, Yuba, Sutter, Butte, and remainder of Contra Costa).	Average	79.00	Michigan	Bartlett:	
Oregon and Washington:	Cherries, red sour	170.00		Average	70.00
	Cherries, sweet:			2 inch size and up	80.00
	Canning and freezing (all varieties):			1 3/4 inch to 2 inch size	35.00
	Average	233.00		Kieffer:	
	Grade 1	260.00		Average	40.00
	Grade 2	195.00		2 3/4 inch size and up	45.00
	Grade 1	235.00		2 inch to 2 3/4 inch size	30.00
	Grade 2	176.00		1 3/4 inch to 2 inch size	20.00
	Grade 1	210.00		Bartlett	70.00
	Grade 2	158.00		Kieffer	60.00
Oregon and Washington:	Canning and freezing (light):			Plums	42.00
	Average	215.00			
	Grade 1	217.00			
	Grade 2	157.00			
	Canning and freezing (dark):				
	Average	225.00			
	Grade 1	237.00			
	Grade 2	150.00			
Oregon and Washington:	Canning and freezing:				
	Light	215.00			
	Dark	225.00			
All other States:	Brining (all varieties):				
	Average	215.00			
California:	Grade 1	260.00			
District 1 (counties of Santa Clara, Alameda, Santa Cruz and Monterey).	Grade 2	195.00			
District 2 (counties of Sonoma, Solano, Napa, and West Contra Costa (west of Mount Diablo Meridian).	Doubles	98.00			
District 3 (counties of San Joaquin, Stanislaus, Sacramento, Placer, Yuba, Sutter, Butte, and remainder of Contra Costa).	Grade 1	235.00			
	Grade 2	176.00			
	Doubles	88.00			
	Grade 1	210.00			
	Grade 2	158.00			
	Doubles	79.00			
All other States:	Brining (all varieties)	205.00			
All States:	Figs:				
	Kadota	125.00			
	All other	97.00			
	Peaches, Clingstone:				
	Average	60.00			
	Grade 1	63.50			
	Grade 2	30.00			
California:		60.00			
Other States:	Peaches, Freestone:				
	Elbertas and Hales	54.00			
California:	Lovells and other	47.00			
California:	All varieties	60.00			
Montana, Wyoming, Colorado, New Mexico, and all States west thereof except California.					

<sup>1</sup> 60 percent of the respective prices for "Prorate grade."

<sup>2</sup> 50 percent of the respective prices for "Prorate grade."

<sup>3</sup> 1942 cost as computed under MPR 185 plus \$4.00 per ton.



## TITLE 35—PANAMA CANAL

## Chapter I—Canal Zone Regulations

AUTHORIZING THE SECRETARY OF WAR AND THE GOVERNOR OF THE PANAMA CANAL TO PERFORM CERTAIN FUNCTIONS

CROSS REFERENCE: See Executive Order 9746, *supra*.

## TITLE 37—PATENTS AND COPYRIGHTS

## Chapter II—Copyright Office, Library of Congress

## PART 201—REGISTRATION OF CLAIMS TO COPYRIGHT

## APPLICATION FORMS

The Code of Federal Regulations of the Copyright Office, § 201.12, is amended by adding at the end thereof the following:

§ 201.12 *Application forms.* \* \* \*

In addition to the application forms listed above the Copyright Office has issued the following forms which may be used, when applicable, instead of one of the above forms:

*Class A.* Application for registration of a claim to copyright in a book published in the United States of America.

*Class A, Foreign.* Application for registration of a claim to copyright in a book first published outside the United States of America.

*Class B.* Application for registration of claim to copyright in a periodical published in the United States of America.

*Class E.* Application for registration of a claim to copyright in a musical composition.

SAM B. WARNER,  
*Register of Copyrights.*

Approved: June 21, 1946.

LUTHER H. EVANS,  
*Librarian of Congress.*

[F. R. Doc. 46-11587; Filed, July 1, 1946; 10:43 a. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

## Chapter II—Bureau of Reclamation

[Order 2195]

## PART 401—APPLICATIONS FOR ENTRY ON PUBLIC LANDS AND WATER RENTAL

## QUALIFICATIONS FOR APPLICANTS

*Correction*

In Federal Register document 46-9463, appearing at page 6142 of the issue for Thursday, June 6, 1946, in the paragraph headed "Filing of application" the words "marital status" should read "marital status".

## TITLE 46—SHIPPING

## Chapter I—Coast Guard: Inspection and Navigation

## Subchapter D—Tank Vessels

## PART 37—SPECIFICATIONS FOR LIFESAVING APPLIANCES

## ELECTRIC WATER LIGHTS

By virtue of the authority vested in me by R.S. 4405 and 4417a, as amended (46

U.S.C. 375, 391a), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), I find that an emergency exists and the following amendment to the Tank Vessel Regulations is necessary in the conduct of the war and shall be made effective upon the date of publication in the FEDERAL REGISTER:

Section 37.9-1 *Automatic electric water lights—TB/ALL* is amended in the second sentence by changing the date "July 1, 1946" to "January 1, 1947." (For text of regulation see FEDERAL REGISTER of August 23, 1945, 10 F.R. 10365, as amended October 2, 1945, and December 19, 1945, 10 F.R. 12408, 15174-15175.)

Dated: June 25, 1946.

[SEAL] J. F. FARLEY,  
*Admiral, U. S. Coast Guard,  
Commandant.*

[F. R. Doc. 46-11608; Filed, July 1, 1946; 11:45 a. m.]

## Chapter III—War Shipping Administration

[G. O. 23, Supp. 5]

## PART 310—MERCHANT MARINE TRAINING

## MISCELLANEOUS AMENDMENTS

Effective July 1, 1946, General Order 23, as amended, is amended as follows:

1. Paragraph (b) of § 310.34 *Pay periods* is amended by adding the following sentence: "Notwithstanding the above provisions for retainer pay, no such retainer pay shall accrue or be payable except upon the specific appropriation by the Congress for that purpose."

2. Section 310.45e *Uniforms* is revoked.

3. Section 310.45g is revised to read:

§ 310.45g *Benefits.* Officers serving a minimum of eight months per year aboard vessels of the United States Merchant Marine will be eligible for one month's refresher training on active duty, with the pay of his rank in accordance with the provisions of the Maritime Service Instructions: *Provided*, That training facilities and appropriated funds are available therefor. Officers enrolled in the United States Maritime Service shall, if requested, take such extension and correspondence courses under such rules and regulations and upon such terms as the Commandant of the United States Maritime Service may prescribe to become entitled to the benefits in this part set forth.

(E.O. 9083 and 9054; 3 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,  
*Administrator.*

JUNE 28, 1946.

[F. R. Doc. 46-11605; Filed, July 1, 1946; 11:40 a. m.]

## Notices

## FEDERAL POWER COMMISSION.

[Docket No. IT-5985]

BONNEVILLE PROJECT, COLUMBIA RIVER,  
OREGON-WASHINGTON

NOTICE OF REQUEST FOR APPROVAL OF RATES  
AND CHARGES FOR SALE OF POWER FROM  
BONNEVILLE PROJECT

JUNE 27, 1946.

Notice is hereby given that the Administrator of the Bonneville Project has filed with the Federal Power Commission for confirmation and approval, pursuant to the provisions of the Bonneville Act (50 Stat. 731), as amended, a proposed Wholesale Power Rate Schedule S-1.

This proposed rate schedule reads as follows:

*Availability.* This schedule applies to secondary energy delivered by the Administrator on the transmission system under appropriate contracts for terms of not less than one year and for not less than 25,000 kilowatts of contract demand. Secondary energy delivered under this schedule shall be used only for industrial processes whose operation can be shut down for periods up to six successive months without serious effect on employment or on the economy of the community in which the plant is located. In order to reduce the effect of the various interruptions on employment and economic conditions, secondary energy under this rate schedule will be sold only to purchasers also purchasing firm power or who maintain standby equipment sufficient to supply equivalent process requirements when secondary energy is not available.

Secondary energy will not be sold to displace electric generation by purchasers' own facilities, nor will it be sold for the purpose of producing steam to generate electricity except when such generation is by buck pressure or extraction turbine generators installed prior to initial service under this rate schedule and is for the purchasers' own requirements and then only in an amount not to exceed 10% of the total secondary energy supplied.

*Delivery.* Continuous delivery of secondary energy is not assured but such energy will be made available in the amount of the contract demand, subject to the following conditions: Secondary energy may be curtailed (1) because of adverse hydraulic conditions, as determined by the Administrator, for not more than 50 per cent of any calendar year, and in the case of contracts for 10 years or more, for not more than 20 per cent of the contract term, and (2) because of uncontrollable forces which affect operations of the Government's system. During periods of interruption because of uncontrollable forces secondary energy shall not be deemed to be curtailed because of adverse hydraulic conditions except when notice of curtailment because of such conditions has been given.

Notice shall be given in writing not less than one week prior to curtailments because of hydraulic conditions and prior to readiness to resume service after such curtailments.



**Rate.** Energy shall be sold under this schedule at the rate of 1.00 mill per kilowatt-hour.

**Minimum charge.** (a) Subject to the provisions of subsection (d) below, the net minimum monthly charge for service under this schedule shall be the contract demand or the number of kilowatts made available if less than the contract demand, times 90 per cent of the number of hours in the billing period during which each block of power is made available, times the rate applicable in that period. The kilowatts made available shall be determined by deducting from the contract demand any reductions in deliveries below the contract demand resulting from (1) curtailments on account of hydraulic conditions, made by the Administrator in accordance with the provisions of this schedule, and (2) curtailments because of uncontrollable forces affecting operations of the Government's system.

(b) The Minimum Charge provided for herein will be suspended to the extent that the purchaser is prevented by uncontrollable forces from utilizing the secondary energy made available by the Administrator.

(c) Subject to the provisions of subsection (d) below, the Minimum Charge provided for herein will also be suspended or curtailed for any period as to which the purchaser has notified the Administrator not less than ten days in advance that it will suspend or curtail its secondary load.

(d) If at any time it develops that payment must be made on the basis of continuous delivery of an amount of power equivalent to the contract demand for the balance of the contract term in order that the purchaser pay for 90 per cent of the kilowatt-hours represented by the contract demand or the number of kilowatts made available, if less than the contract demand, times the number of hours during which each block of power was made available, or would be deemed to be made available over the contract term, assuming no further curtailments or interruptions, then for the balance of the contract term the Minimum Charge provision of subsection (a) above will be based on 100 per cent of the number of hours in the billing period and no further suspension of the Minimum Charge provision pursuant to subsection (c) shall be made. If at the expiration of the contract term the purchaser has not been billed for at least 90 per cent of the kilowatt-hours represented by the contract demand or the number of kilowatts made available, if less than the contract demand, times the number of hours during which each block of power was made available, the purchaser shall pay for the deficiency at the rate named herein.

**Power factor adjustment.** The kilowatt-hours to be billed under this schedule will be the registered kilowatt-hours increased 1% for each 1% or major fraction thereof by which the average power factor during the billing period is less than .95. This adjustment may be

waived in whole or in part to the extent that the Administrator determine that a power factor of less than .95 would in any particular case be advantageous to the Government.

**General provisions.** Sales of power under this schedule shall be subject to the provisions of the Bonneville Project Act and the General Rate Schedule Provisions effective -----

Any person desiring to make representations with respect to the foregoing should submit the same on or before July 15, 1946, to the Federal Power Commission, Washington 25, D. C.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 46-11581; Filed, July 1, 1946;  
10:22 a. m.]

## FEDERAL TRADE COMMISSION.

[Docket No. 5319]

WITOL, INC., ET AL.

### ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 28th day of June A. D. 1946.

In the matter of Witol, Inc., a corporation, National Products Outlet, Inc., a corporation, and William Witol, as an officer of Witol, Inc. and National Products Outlet, Inc. and individually trading as William Witol & Company.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

*It is ordered,* That Andrew B. Duvall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered,* That the taking of testimony and the receipt of evidence in this proceeding begin on Thursday, July 11, 1946, at nine o'clock in the forenoon of that day (Eastern Standard Time), in Room 500, 45 Broadway, New York, New York.

Upon the completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 46-11602; Filed, July 1, 1946;  
11:27 a. m.]

[File No. 21-891]

## MASONRY WATERPROOFING INDUSTRY

### NOTICE OF HEARING, AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS OR OBJECTIONS WITH RESPECT TO PROPOSED TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 28th day of June A. D. 1946.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, partnerships, corporations, associations, or other parties or groups affected by or having an interest in the proposed trade practice rules for the masonry waterproofing industry, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to be filed with the Commission not later than July 18, 1946. Opportunity to be heard orally will be afforded at the hearing beginning at 10 a. m., July 18, 1946, in Room 332, Federal Trade Commission Building, Pennsylvania Avenue at Sixth Street NW., Washington, D. C., to any such persons, partnerships, corporations, associations, or other parties or groups who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 46-11603; Filed, July 1, 1946;  
11:27 a. m.]

## INTERSTATE COMMERCE COMMISSION.

[S. O. 539]

### UNLOADING OF TRACTORS AT NEW ORLEANS, LA., ON L. & N. RR.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of June, A. D. 1946.

It appearing, that cars PLE 46103 and L&N 74249, containing tractors, at New Orleans, Louisiana, on the Louisville and Nashville Railroad Company, shipped by World Trade Agencies, have been on hand for an unreasonable length of time, and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

*Tractors at New Orleans, Louisiana, be unloaded.* (a) The Louisville and Nashville Railroad Company, its agents or employees, shall unload forthwith cars PLE 46103 and L&N 74249, loaded with tractors, now on hand at New Orleans,



Louisiana, consigned shippers order, notify Pan American Shipping Company.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Louisville and Nashville Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-11604; Filed, July 1, 1946;  
11:32 a. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6626]

MARGARETA LÖW

In re Bank account owned by Margareta Löw; F-28-19308-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margareta Löw, whose last known address is Stadt Eschenbach (Oberpfalz) Nr. 70, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Margareta Löw, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a Savings Account, Account Number 937,608, entitled Margareta Löw, maintained at the office of the aforesaid bank located at Fourth Avenue and Fourteenth Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States re-

quires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-11389; Filed, June 28, 1946;  
9:44 a. m.]

[Vesting Order 6629]

TRINA MEYER

In re: Bank account owned by Trina Meyer; F-28-13113-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Trina Meyer, whose last known address is 62 Daverden, District Verden, Germany, is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Trina Meyer, by American Trust Company, 464 California Street, San Francisco, California, arising out of a Savings Account, Account Number 5652, entitled Trina Meyer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-11390; Filed, June 28, 1946;  
9:45 a. m.]

[Vesting Order 6630]

MARIA MOOSMANN

In re Bank account owned by Maria Moosmann; F-28-13154-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Moosmann, whose last known address is Rottweilerstrasse 352 Dunningen, Germany, is a resident of



Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Maria Moosmann, by The First National Bank of Chicago, Dearborn, Monroe and Clark Streets, Chicago, Illinois, arising out of a Savings Account, Account Number 1,360,127, entitled Maria Moosmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-11391; Filed, June 28, 1946;  
9:45 a. m.]

# OFFICE OF PRICE ADMINISTRATION.

[MPR 592, Order 72]

## COLLINWOOD SHALE BRICK & SUPPLY Co.

### ADJUSTMENT OF MAXIMUM PRICES

Order No. 72 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Collinwood Shale Brick & Supply Company. Docket No. 6122-592.16-312.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Collinwood Shale Brick & Supply Company of Cleveland, Ohio, of structural tile and clay building brick to its various classes of purchasers may be increased by an amount not in excess of \$1.25 per thousand for standard size brick equivalents or by an amount not in excess of \$0.50 per ton for structural hollow tile.

(b) If the Collinwood Shale Brick & Supply Co. had an established differential in price during the month of March 1942 for non standard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this Order produced by the Collinwood Shale Brick & Supply Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 72 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11501; Filed, June 28, 1946;  
3:32 p. m.]

[MPR 592, Order 73]

## HYDRAULIC-PRESS BRICK Co.

### ADJUSTMENT OF MAXIMUM PRICES

Order No. 73 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Hydraulic-Press Brick Company. Docket No. 6122-592.16-300.

For the reasons set forth in an opinion issued simultaneously herewith and pur-

suant to section 16 of Maximum Price Regulation No. 592; *It is ordered:*

(a) The maximum net prices for sales by the Hydraulic-Press Brick Company of brick and structural clay tile, for its St. Louis No. 7 and No. 11 plants only to its various classes of purchasers may be increased by an amount not in excess of \$2.50 per thousand for standard size brick equivalents or by an amount not in excess of \$1.00 per ton for structural hollow tile.

(b) If the Hydraulic-Press Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Hydraulic-Press Brick Company, St. Louis, Mo., for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 73 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11502; Filed, June 28, 1946;  
3:31 p. m.]

[RMPR 528, Amdt. 1 to Order 101]

## TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

Paragraph (b) of Order No. 101 under RMPR 528 is deleted.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11532; Filed, June 28, 1946;  
4:46 p. m.]



[Rev. SO 119, Order 270]

## CHICAGO ELECTRIC MFG. CO.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Chicago Electric Manufacturing Company, 6333 West 65th Street, Chicago, Illinois, shall increase its ceiling prices for each model in the line of portable washing machines which it manufactures, determined in accordance with the provisions of sections 3, 6 or 7 of Revised Maximum Price Regulation No. 86 (exclusive of any adjustments under section 5 or 5a of Revised Maximum Price Regulation No. 86 or under Supplementary Order No. 119 as amended or revised) by 19.0 percent.

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of portable washing machines purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order, in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(c) *Dealers' ceiling prices.* The retail ceiling price for sales by dealers in each zone of the model XL-04 portable washing machine are as follows:

Zone 1	Zone 2
\$18.75 each	\$20.75 each

(d) *Zones.* For purposes of this order Zones 1 and 2 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Delaware, Maryland, West Virginia, Kentucky, Virginia, District of Columbia, Ohio, Michigan, Indiana, Wisconsin, Illinois, Minnesota, Iowa, Missouri, North Dakota, Nebraska, Kansas and South Dakota.

Zone 2. North Carolina, Tennessee, South Carolina, Alabama, Georgia, Mississippi, Florida, Arkansas, Louisiana, Oklahoma, Texas, Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Washington, Oregon, Nevada, California.

(e) *Notification.* At the time of or prior to the first invoice to each distributor the manufacturer shall notify him of the method of determining distributors' ceiling prices established by this order for resales by the distributors. This notice may be given in any convenient form.

(f) *Relationship to Order No. 70 under Revised Supplementary Order No. 119 and to Revised Maximum Price Regulation No. 86.* The ceiling prices established by this order supersede those established by Order No. 70 under Revised Supplementary Order No. 119 or under Revised Maximum Price Regulation No. 86 only with respect to washing machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries covered by this order,

except to the extent that those provisions are modified by this order.

(g) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11461; Filed, June 28, 1946;  
11:54 a. m.]

[SO 133, Order 58]

## SAFeway FOOD LOCKER CO.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Safeway Food Locker Co., 175 W. Jackson Street, Chicago, Illinois, may increase by 4.1 percent its current maximum prices for sales of food lockers which it manufactures.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by the OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to

each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11462; Filed, June 28, 1946;  
11:49 a. m.]

[SO 142, Amdt. 1 to Order 55]

## NOVO ENGINE CO.

## ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 55 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Maximum Price Regulation No. 244. Gray iron castings. Novo Engine Company. Docket Nos. 6083—SO 142-136-145 and 6077-244-157a-83.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142 and § 1421.157 of Maximum Price Regulation No. 244, it is ordered:

1. Section (b) of Order No. 55, issued March 26, 1946, is hereby amended to read as follows:

The maximum prices for sales by resellers of the products covered by any of the regulations listed in Supplementary Order No. 142 shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

2. Section (c) of Order No. 55, issued March 26, 1946, is hereby amended to read as follows:

The Novo Engine Company shall notify each purchaser who buys the products listed in paragraph (b) above for resale of the percentage amount by which his



order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(c) This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11463; Filed, June 28, 1946;  
11:49 a. m.]

[SO 142, Order 162]

ELECTRICAL FITTINGS CORP.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 162 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Electrical Fittings Corporation. Docket No. 6083-S. O. 142-136-549.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the Electrical Fittings Corporation, 30-45 Starr Ave., Long Island City, New York, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 32.9% of that price.

The phrase of this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136 except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Electrical Fittings Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the

Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11465; Filed, June 28, 1946;  
11:53 a. m.]

[SO 142, Order 164]

SIMPSON ELECTRIC CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 164 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Simpson Electric Company. Docket No. 6083-S. O. 142-136-747.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Simpson Electric Company, Chicago, Illinois, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 17.1% the maximum prices in effect for these products just order to the issuance of Order No. 78 under Supplementary Order No. 142.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of Order No. 78 under Supplementary Order No. 142, by the same percentage by which his net invoiced cost prior to the issuance of Order No. 78 has been increased by reason of this order.

(c) The Simpson Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) This order supersedes Order No. 78 under Supplementary Order No. 142, effective April 13, 1946.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) All requests not herein granted are denied.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11467; Filed, June 28, 1946;  
11:53 a. m.]

[SO 142, Order 161]

A. L. SMITH IRON CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 161 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. A. L. Smith Iron Company. Docket No. 6083-S. O. 142-136-745.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by A. L. Smith Iron Company, Chelsea, Massachusetts, of its line of fluorescent fixtures shall be determined by increasing by 9.2% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The A. L. Smith Iron Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11464; Filed, June 28, 1946;  
11:53 a. m.]

[SO 142, Order 163]

MITCHELL MFG. CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 163 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Mitchell Manufacturing Company, Docket No. 6083-SO 142-136-776.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum price for sales by the Mitchell Manufacturing Company, 2525 Clybourne Avenue, Chicago, Illinois, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 11% the maxi-



mum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Mitchell Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11466; Filed, June 28, 1946;  
11:53 a. m.]

[SO 142, Order 165]

WAYNE PUMP CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 165 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Wayne Pump Company. Docket No. 3136-472.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Order No. 291, issued September 7, 1944, under Maximum Price Regulation No. 136, as amended, is hereby revoked.

(b) The maximum prices for sales by The Wayne Pump Company, Fort Wayne, Indiana, of its reciprocating air compressors, shall be determined by increasing by 14% the maximum prices in effect for these products just prior to the issuance of Order No. 291 under Maximum Price Regulation 136, as amended.

(c) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to September 7, 1944, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) The Wayne Pump Company shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A

copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11468; Filed, June 28, 1946;  
11:51 a. m.]

[SO 142, Order 166]

NASH ENGINEERING CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 166 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Nash Engineering Company. Docket No. 6083-SO 142-136-399.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Order No. L-416, issued May 6, 1946, under Supplementary Order No. 142, is hereby revoked.

(b) The maximum prices for sales by Nash Engineering Company, South Norwalk, Connecticut, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 14.2% the maximum prices for these products in effect just prior to the issuance of Order L-416 under Supplementary Order No. 142.

(c) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to May 6, 1946, by the percentage amount, by which his net invoiced cost has increased by reason of this order.

(d) The Nash Engineering Company shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11469; Filed, June 28, 1946;  
11:51 a. m.]

[SO 142, Order 167]

McCord Corp.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 167 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. McCord Corporation. Docket No. 6083-SO 142-136-657.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by McCord Corporation, Detroit, Mich., of the products in its Lubricator Division shall be determined by increasing by 12.6% the maximum prices in effect for these products just prior to May 14, 1946.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to May 14, 1946, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The McCord Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11470; Filed, June 28, 1946;  
11:50 a. m.]

[SO 142, Order 168]

J. D. ADAMS MFG. CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 168 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The J. D. Adams Manufacturing Company. Docket No. 6083-SO 142-136-783.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the manufacturer, The J. D. Adams Manufacturing Company, 217 S. Belmont Avenue, Indianapolis, Indiana, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above-described products having a base date price shall be the ap-



plicable base date price increased by 17% of that price.

(b) The maximum prices for sales by the manufacturer, The J. D. Adams Manufacturing Company, Indianapolis, Indiana, for its motor grader Model 512, shall be the maximum prices approved by this Office for the Model 511-12 on July 25, 1944, increased by 17%.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date) except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted by industry-wide or individual adjustment orders.

(c) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136, 4 (d) (1) (i) of Maximum Price Regulation 67, § 1361.53 of Maximum Price Regulation 246, or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percent by which his net invoice cost has been increased by reason of this order.

The J. D. Adams Manufacturing Company, Indianapolis, Indiana, shall notify each purchaser, who buys the products listed in paragraphs (a) and (b) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11471; Filed, June 28, 1946;  
11:49 a. m.]

[SO 148, Order 18]

ENNIS MFG. CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 5 of Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's maximum prices.* This order establishes maximum prices

for sales and deliveries of the following hardware and tool items manufactured by the Ennis Manufacturing Company, Reading, Pa.

(1) For all sales and deliveries of the following articles by the manufacturer to chain stores and wholesale hardware houses, the adjusted maximum prices are as follows:

Article	Model No.	Adjusted maximum price for sales to chain stores and wholesale hardware houses
Trowel.....	424.....	\$0.57
	426.....	1.09
	427.....	1.25
	627.....	3.88
Tools.....	1-4-2-18C.....	3.28
Tamper.....	8" x 8".....	12.50
Scraper.....	431W.....	1.69
Hammer.....	30.....	5.26
Snip.....	101.....	1.77
	101X.....	2.38
Hammer.....	12.....	.77
	13.....	.93
	141.....	1.03
	18.....	1.18
Hatchet.....	297.....	2.09
Pruning shear.....	333.....	1.89
Square.....	639.....	.64
	630.....	1.01
Hammer.....	20.....	2.00

<sup>1</sup> Cut off price less than total cost plus 4.4% profit.

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by the OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that sec-

tion will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11472; Filed, June 28, 1946;  
11:54 a. m.]

[SO 148, Order 19]

MARION TOOL CORP.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 5 of Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's maximum prices.* This order establishes maximum prices for sales and deliveries of the following articles of hardware items manufactured by the Marion Tool Corporation, Marion, Ind., as follows:

(1) For all sales and deliveries of the following articles by the manufacturer to hardware jobbers, the adjusted maximum prices are as follows:

Model No.	Article	Unit	Adjusted maximum price
836.....	Axe.....	100	\$96.41
99XC.....	Camp axe.....	100	31.13
676.....	Boy's axe.....	100	57.23
1024.....	Pliers.....	100	8.63
52-4.....	Hatchets.....	100	28.75
16 oz.....	Ball pein.....	100	18.23
12 oz.....	do.....	100	14.38
8 oz.....	do.....	100	13.40
1123C.....	Camp axe.....	100	32.57
876.....	Men's axe.....	100	73.77
522X.....	Hatchet.....	100	44.56

(2) For sales and deliveries by the manufacturer to all other classes of purchasers, the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

The adjustment charge determined in accordance with this order must be sepa-



rately stated by the manufacturer on each invoice to a purchaser for resale. That adjustment charge is the difference between the manufacturer's maximum prices prior to this order and adjusted maximum prices as stated in this order.

(b) *Resellers' ceiling price.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by the Office of Price Administration Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 154 shall not apply to resale prices of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each

seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable Office of Price Administration regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11473; Filed, June 28, 1946;  
11:55 a. m.]

[MPR 64, Order 307]

#### THERMADOR ELECTRICAL MFG. CO.

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, it is ordered:

(a) *Maximum prices.* This order establishes maximum prices for sales of certain models of electric cooking ranges manufactured by Thermador Electrical Mfg. Co., 5119 District Boulevard, Los Angeles 22, Calif.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices are those set forth below:

Model	Quantity	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
T-16.....	1 to 4.....	\$81.29	\$82.26	\$82.89	\$84.29
	5 or more.....	78.50	79.43	80.03	81.38
T-36.....	1 to 4.....	150.88	152.12	152.90	155.05
	5 or more.....	145.49	146.87	147.62	149.09
T-36H.....	1 to 4.....	160.97	163.37	169.12	171.34
	5 or more.....	161.22	162.57	163.29	165.42
T-46.....	1 to 4.....	162.87	164.40	165.37	167.72
	5 or more.....	157.27	158.74	159.67	161.92
T-46H.....	1 to 4.....	179.30	180.70	181.61	183.98
	5 or more.....	173.13	174.48	175.35	177.63
T-56.....	1 to 4.....	244.51	246.38	247.44	250.44
	5 or more.....	236.09	237.89	238.91	241.79

These prices are f. o. b. the wholesale distributor's city and include the Federal excise tax. If the distributor sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment	Quantity	Amount which may be added
Electric kitchen heater and fan.....	1 to 4.....	\$20.41
	5 or more.....	19.71
Light with switch, complete.....	1 to 4.....	6.21
	5 or more.....	5.99
Condiment set.....	1 to 4.....	.86
	5 or more.....	.83
Broiler pan.....	1 to 4.....	1.34
	5 or more.....	1.30
Warmer drawer element and assembly.....	1 to 4.....	4.11
	5 or more.....	3.97

In all other respects there prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
T-16.....	\$120.50	\$122.00	\$123.00	\$125.25
T-36.....	223.00	225.25	226.50	230.00
T-36H.....	247.25	249.50	250.75	254.25
T-46.....	241.25	243.75	245.25	249.00
T-46H.....	265.50	267.75	269.25	273.00
T-56.....	362.00	365.00	366.75	371.50

These prices include the Federal excise tax, delivery, a one-year warranty, and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retailer he may add \$3.50 to the OPA retail ceiling price of the range as set forth above. If a dealer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment	Amount which may be added
Electric kitchen heater and fan.....	\$30.25
Light with switch, complete.....	9.25
Condiment set.....	1.25
Broiler pan.....	2.00
Warmer drawer element and assembly.....	6.00

In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) *Labelling.* The manufacturer, before shipping any range covered by this order to a retail dealer, shall attach securely to the outside panel of the oven



door of each range a label which contains the following information:

1. The brand name and model number of the range.
2. Its OPA retail ceiling price in each zone.
3. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require additional materials.
4. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pig-tail") and such a set is furnished by the retail dealer he may add \$3.50 to his OPA retail ceiling price for the range.
5. A list of the areas included in each zone.

(d) All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent that they are modified by this order.

(e) For purposes of this order areas 1, 2, 3 and 4 comprise the following areas:

Area 1. The following counties in the southern part of California: Kern, Santa Barbara, Los Angeles, Ventura, Orange, Riverside, San Diego and Imperial.

Area 2. That part of the state of California not included in Zone 1.

Area 3. Nevada, Oregon and Washington.

Area 4. Idaho, Utah, Colorado, New Mexico and Arizona.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11433; Filed, June 28, 1946;  
11:55 a. m.]

[MPR 64, Amdt. 1 to Rev. Order 286]

#### AMERICAN STOVE CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; It is ordered:

a. That Revised Order No. 286 under Maximum Price Regulation No. 64 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	Each	Each	Each
37101-14 without covers	Gas range	\$178.50	\$183.00	\$185.00	\$202.00
37201-14 without covers	do	190.50	195.25	197.25	214.50
37201-13 without covers	do	219.50	224.25	226.25	244.00
37201-44 without covers	do	202.50	207.00	209.25	226.50
37201-64 without covers	do	202.50	207.00	209.25	226.50
37201-63 without covers	do	231.50	236.25	238.25	255.50
37301-14 without covers	do	136.50	138.75	142.50	156.00
37301-13 without covers	do	166.00	167.75	172.00	185.25
7101-14 without covers	do	150.50	155.00	157.00	167.50
7201-14 without covers	do	162.50	167.25	169.25	180.25
7201-44 without covers	do	174.50	179.00	181.25	192.00
7301-14 without covers	do	122.50	124.75	128.50	135.75
5501-4 without covers	do	88.00	92.50	92.75	93.25
6701-4 without covers	do	101.50	106.50	107.00	107.75
6801-14 without covers	do	115.75	121.00	121.50	123.25
5001-0 without covers	Bungalow range	164.75	169.75	174.50	183.25
8466-11 without covers	Combination range	231.00	235.75	244.50	247.00
8266-0 without covers	do	219.25	224.00	232.75	235.50

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting \$9.00 in the case of gas bungalow or combination ranges and \$6.00 in the case of gas ranges not of the bungalow or combination type from his maximum price as shown above for sales on an installed basis.

If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment	Amount which may be added
For Model No. 5000-1:	
Straight pin water front No. 933A or 3956	\$9.25
For Models 8466-11 and 8266-0:	
Broiler burner and broiler pan	8.00
Brass coil water front	15.00
Straight pin water front No. 3785	10.00
Ell water front No. 3787	12.00

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

2. Paragraph (e) is redesignated paragraph (f).

3. A new paragraph (e) is added to read as follows:

(e) Relationship to Maximum Price Regulation No. 64. All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent that they are modified by this order. The ceiling prices established by this amendment have been determined in accordance with section 11b of that regulation and may not, therefore, be increased under that section.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11432; Filed, June 28, 1946;  
11:50 a. m.]

[MPR 64, Order 308]

#### ANDES RANGE AND FURNACE CORP.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, It is ordered:

(a) This order establishes maximum prices for sales at retail of the models of gas ranges listed below manufactured by the Andes Range and Furnace Corporation, Geneva, N. Y. For sales by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model and article:	to ultimate consumers
R 53, coal-gas combination range	\$184.75
RC 53, coal-gas combination range	214.00
R 54, coal-gas combination range	205.25
RC 54, coal-gas combination range	236.75
R 4600, oil-gas combination range	208.75
RC 4600, oil-gas combination range	237.75
R 4800, oil-gas combination range	229.50
RC 4800, oil-gas combination range	260.50
R 105, bungalow range	144.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting \$9.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with either of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	Amount which may be added
water front	\$9.25
water coil	5.75

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail maximum prices established by this order for sales of the range to ultimate consumers. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$9.00 less than the price shown on the label.



(c) *Relationship to Maximum Price Regulation No. 64.* All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent that they are modified by this order. The ceiling prices established by this order have been determined in accordance with section 11b of that regulation and may not, therefore, be increased under that section.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11434; Filed, June 28, 1946;  
11:50 a. m.]

[MPR 64, Order 309]

GLOBE AMERICAN CORP.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the Globe American Corporation, Kokomo, Ind. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
E131-GA.....	\$218.25	\$220.75	\$224.00	\$227.00

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting \$6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Indiana.

Zone 2: New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, West Virginia, Virginia, Ohio, Kentucky, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri and the District of Columbia.

Zone 3: Maine, Florida, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Louisiana and Texas.

Zone 4: Montana, Idaho, Wyoming, Utah, Colorado, Arizona, New Mexico, Nevada, Washington, Oregon and California.

(d) All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent that they are modified by this order. The ceiling prices established by this order have been determined in accordance with section 11b of that regulation and may not, therefore, be increased under that section.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11435; Filed, June 28, 1946;  
11:51 a. m.]

[MPR 64, Rev. Order 263]

BOSTON STOVE FOUNDRY CO.

#### APPROVAL OF CEILING PRICES

Order No. 263 under Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes ceiling prices for sales at retail of the Model V-24 combination gas range manufactured by the Boston Stove Foundry Company, 155 John Street, Reading, Mass. For sales in each zone by retail dealers to ultimate consumers, the ceiling prices including the Federal excise tax but not including any state or local taxes imposed at the point of sale are as follows:

Model	Ceiling prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
V-24.....	Each \$178.75	Each \$183.25	Each \$190.75	Each \$199.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his ceiling price by deducting \$9.00 from the ceiling price shown above for his sales on an installed basis. If the retail

dealer sells the Model V-24 equipped with either of the items listed below, he may add to the applicable ceiling price shown above for the stove, an amount no greater than that set forth below opposite that item of equipment:

Addition equipment and amount which may be added

Heat control: \$14.50.

Complete oil burner: \$23.50.

These ceiling prices include the increase allowed by section 11b of Maximum Price Regulation No. 64 and may not, therefore, be further increased under that section. In all other respects, these ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall before delivering any range covered by this order, attach securely to the inside oven door panel, an "OPA Retail Ceiling Price Label" which plainly states the OPA retail ceiling price of the range in each zone, the area included in each zone, and that \$14.50 may be added to the applicable retail ceiling price shown if, at the request of the purchaser, the range is sold equipped with a heat controller or \$23.50 may be added if, at the request of the purchaser, the range is sold equipped with a complete oil burner. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the ceiling price is \$9.00 less than the price shown on the label. In addition, the label shall also state that it may not be removed until after the range is sold and delivered to an ultimate consumer.

(c) For purposes of this order Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Massachusetts, New Hampshire, Vermont, Maine, Connecticut, and Rhode Island.

Zone 2: New York, Pennsylvania, New Jersey, Delaware, District of Columbia, Maryland, Virginia, West Virginia, Ohio, Michigan, Indiana, Illinois, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, and Florida.

Zone 3: North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Arkansas, Louisiana and Wisconsin.

Zone 4: Washington, Oregon, California, Nevada, Arizona, Utah, Idaho, Montana, Wyoming, Colorado, New Mexico, and Texas.

(d) All the provisions of Maximum Price Regulation No. 64 continue to apply to ranges covered by this order except to the extent that those provisions are modified by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11431; Filed, June 28, 1946;  
11:51 a. m.]



[RMPR 86, Order 66]

## MONITOR EQUIPMENT CORP.

## APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 and 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling price for sales of the model WAEA-1 washing machine with pump manufactured by the Monitor Equipment Corporation of 640 West 249th St. New York, N. Y. The ceiling prices established include the additional OPA industry adjustment and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

(1) The manufacturer's ceiling price for sales of the model WAEA-1 washing machine, with pump, to distributors is \$69.00 each. This ceiling price is f. o. b. factory.

(2) Distributor's ceiling prices for sales in each zone of the model WAEA-1 washing machine with pump to dealers are as follows:

Model	Ceiling price for sales to dealers		
	Zone 1	Zone 2	Zone 3
WAEA-1 with pump.....	\$82.66	\$86.30	\$88.30

These ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(3) The ceiling price in each zone for sales of the model WAEA-1 washing machine with pump by dealers to ultimate consumers is as follows:

Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
WAEA-1 with pump.....	\$124.95	\$130.75	\$133.75

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, Kentucky, Ohio, Michigan, Indiana, Wisconsin, Illinois, and the District of Columbia.

Zone 2: North Dakota, Minnesota, South Dakota, Nebraska, Iowa, Kansas, Missouri, Arkansas, Tennessee, Mississippi, Alabama, South Carolina, Florida, Louisiana, Georgia.

Zone 3: Montana, Wyoming, Colorado, Oklahoma, Texas, New Mexico, Arizona, Utah, Idaho, Washington, Oregon, California, Nevada.

(c) At the time of, or prior to the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resales by distributors. This notice may be given in any convenient form.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries

of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11436; Filed, June 28, 1946;  
11:48 a. m.]

[RMPR 86, Order 67]

## MONITOR EQUIPMENT CORP.

## APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9 and 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Monitor "Aerator" washing machine manufactured by the Monitor Equipment Corporation, 640 West 249 Street, New York, N. Y. The ceiling prices established include the "additional OPA industry adjustment" and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

(1) The manufacturer's ceiling price for sales of the Monitor "Aerator" washing machine to distributors is \$27.78 each. This ceiling price is f. o. b. factory.

(2) A distributor's ceiling price for sales in each zone of the Model Monitor "Aerator" washing machine to dealers is as follows:

Model	Ceiling price for sales to dealers	
	Zone 1	Zone 2
Monitor "Aerator".....	Each \$32.02	Each \$33.52

These ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(3) The ceiling price in each zone for sales of the Monitor "Aerator" washing machine by dealers to ultimate consumers is as follows:

Model	Ceiling prices for sales to ultimate consumers	
	Zone 1	Zone 2
Monitor "Aerator".....	Each \$49.00	Each \$51.35

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For the purposes of this order Zones 1 and 2 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, Montana, Wyoming, and Maryland.

Zone 2: Washington, Oregon, California, Nevada, Arizona, Utah, Idaho, New Mexico, Texas, Oklahoma, Arkansas, Louisiana, Tennessee, Mississippi, Alabama, Florida, Georgia, North Carolina and South Carolina.

(c) At the time of, or prior to the first invoice to each distributor on or after the effective date of this order, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11437; Filed, June 28, 1946;  
11:48 a. m.]

[RMPR 86, Order 69]

## BEAM MFG. CO.

## APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the thirteen models of wringer type washing machines listed in subparagraph (2) below and manufactured by the Beam Manufacturing Company, Webster City, Iowa for sale under the "Coronado" brand name by Gamble-Skogmo, Inc., or by the Western Auto Supply Company of Los Angeles, California or by the Associated Merchandising Corporation under the "A. M. C." brand name or by a private brand purchaser for resale at wholesale and retail.

(1) Distributors shall determine their ceiling prices for resales of the washing machines listed in subparagraph (2) below in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86 as amended.

(2) The ceiling prices for sales by dealers in each zone of the models listed below are as follows:



Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
21.....	\$49.75	\$51.75	\$52.75
31.....	57.50	60.50	62.50
41.....	59.50	62.50	64.50
61.....	72.75	75.75	77.75
71.....	67.25	70.25	71.25
81 X.....	83.50	86.50	88.50
51 X.....	93.75	96.75	98.75
51 XSP.....	83.50	86.50	88.50
11.....	26.75	37.75	38.75
11 X.....	63.00	63.00	63.00
81.....	67.50	70.50	72.50
81 P.....	77.25	80.25	82.25
81 P.....	67.50	70.50	72.50

These ceiling prices have been determined in accordance with section 16a of Revised Maximum Price Regulation No. 86 and are, therefore, not subject to any increase under that section.

(b) For purposes of this order Zones 1, 2, and 3 comprise the following states:

Zone 1. Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, Kentucky.

Zone 2. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Louisiana, Tennessee, Mississippi, Alabama, Georgia, North Carolina, South Carolina, Virginia, West Virginia, Maryland, Delaware, District of Columbia, Pennsylvania, New York, New Jersey, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, Maine.

Zone 3. Florida, Texas, New Mexico, Arizona, Colorado, Utah, Nevada, Wyoming, Montana, Idaho, Washington, Oregon, California.

(c) The ceiling prices established by this order supersede those previously established under any other order or regulation with respect to machines covered by the order.

(d) At the time of, or prior to, the first invoice to each distributor after the effective date of this order the manufacturer shall notify him of the method of determining distributors' ceiling prices established by this order. This notice may be given in any convenient form.

(e) All the provisions of Revised Maximum Price Regulation No. 86, as amended, continue to apply to all sales and deliveries of machines covered by this order except to the extent that those provisions are modified by this order.

(f) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86, shall apply to the terms used herein.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11438; Filed, June 28, 1946; 11:55 a. m.]

[MPR 188, Order 9, Under Rev. Order 1]

WEST BEND ALUMINUM CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

ter, and pursuant to section 5 (d) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes uniform retail ceiling prices for sales of certain articles of household aluminum cooking utensils manufactured by the West Bend Aluminum Company, West Bend, Wis.

(b) The uniform ceiling price in each zone for a sale of any article described below shall be the price set forth for a sale of that article in that zone in the table of uniform retail ceiling prices set forth below:

TABLE OF UNIFORM RETAIL CEILING PRICES

Description	Model No.	Uniform retail ceiling price for sales in Zone I	Uniform retail ceiling price for sales in Zone II
7 qt. "Mary Dunbar" waterless cooker.....	47	Each \$4.57	Each \$4.80
10 qt. "Mary Dunbar" waterless cooker.....	50	5.02	5.27

The above ceiling prices apply to door to door retail sales of the articles subject to this order as well as to other types of retail sales of such articles.

(c) The provisions of Order No. 8 under Section 7 (g) Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 shall have no application to articles whose uniform retail ceiling prices are established by this order.

(d) On or after the effective date of this order, the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order, unless there is affixed to it a retail ceiling price tag or label stating the manufacturer's name or brand name, the catalog number or designation and the uniform retail ceiling price fixed by this order.

(e) Except as modified by this order, all the provisions of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 shall apply to all persons and all sales and deliveries of the articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11440; Filed, June 28, 1946; 11:48 a. m.]

[MPR 188, Order 10 Under Rev. Order 1]

LANDERS, FRARY & CLARK

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

and pursuant to section 5 (d) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes uniform retail ceiling prices for sales of certain articles of household aluminum cooking utensils manufactured by Landers, Frary & Clark of New Britain, Conn.

(b) The uniform retail ceiling price in each zone for a sale of any article described below shall be the price set forth for a sale of that article in that zone in the table of uniform retail ceiling prices set forth below:

TABLE OF UNIFORM RETAIL CEILING PRICES

Description	Model No.	Uniform retail ceiling prices for sales in—	
		Zone I	Zone II
4 quart universal minute savor pressure cooker.....	PC-2340	\$11.95	\$12.50
2 quart universal minute savor pressure cooker.....	PC-2320	10.50	10.95

The above ceiling prices apply to all types of retail sales by all types of sellers of the articles subject to this order.

(c) The provisions of Order No. 8 under section 7 (g) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 shall have no application to articles whose uniform retail ceiling prices are established by this order.

(d) On or after the effective date of this order, the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order, unless there is attached to it a retail ceiling price tag or label stating the manufacturer's name or brand name, the catalog number or designation and the uniform retail ceiling price fixed by this order.

(e) Except as modified by this order, all the provisions of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 shall apply to all persons and all sales and deliveries of the articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11441; Filed, June 28, 1946; 11:56 a. m.]

[MPR 188, Order 133 Under Order A-2]

BUNDY THOMAS CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 133 under paragraph (a) (20) of order A-2 under section 1499.159 (b) of Maximum Price Regulation No. 188. Manufacturers' maximum prices for consumers' goods other than apparel. The Bundy Thomas Company, Inc. Docket No. 6122-188.161 (a) (2)-26.



For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159 (b) of Maximum Price Regulation No. 188, It is ordered:

(a) The maximum net prices for sales of the following trade sales paints by The Bundy Thomas Company, Inc., Covington, Ky., to its various classes of purchasers may be increased by an amount not in excess of the following:

Product:	Increase per gallon
Med. gloss enamel.....	\$0.24
Sash black.....	.24
Pigmented wall primer.....	.25
Enamel undercoat.....	.09
House paint-ready mixed.....	.15
Red roof paint.....	.13
One coat flat wall.....	.14
Porch and floor enamels.....	.24

Prices of other package sizes may be increased proportionately.

(b) Any person purchasing any of the commodities described in paragraph (a), above, for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The Bundy Thomas Company, Inc. Covington, Kentucky, shall furnish to each buyer purchasing any of the commodities listed in paragraph (a), above, for resale on or before the date it makes the first delivery at the adjusted price a written statement as follows, filling in the appropriate name of the commodity and price increase applicable:

The OPA has granted an adjustment of ----- in the maximum prices of (commodity) manufactured by The Bundy Thomas Company, Inc. You are permitted to add the actual amount of your increased cost resulting from the increase permitted The Bundy Thomas Company, Inc. to your existing maximum price for (commodity).

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11449; Filed, June 28, 1946; 11:48 a. m.]

[MPR 120, Order 1682]

A. J. BAILEY, ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the

price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maxi-

mum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

A. J. BAILEY, R. D. No. 1, VALENCIA, PA., BAILEY MINE, BROOKVILLE AND/OR CLARION SEAMS, MINE INDEX No. 4510, BUTLER COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT, ANNANDALE, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	G	G	G	G	G	F	G	G	G	-----	-----
Rail shipment.....	294	294	284	284	284	274	254	254	239	-----	-----
Railroad fuel.....	299	299	299	299	299	284	254	254	254	254	-----
Truck shipment.....	444	444	444	424	414	414	414	329	299	299	279

ALBERT E. BROWN, 352 SECOND ST., ELIZABETH, PA., LINCOLN No. 2 MINE, PITTSBURGH SEAM, MINE INDEX No. 4546, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, LOWBER, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP No. 8

	D	D	C	C	C	C	C	C	C	-----	-----
Price classification.....	D	D	C	C	C	C	C	C	C	-----	-----
Rail shipment.....	319	319	319	319	319	309	284	284	264	-----	-----
Railroad fuel.....	319	319	319	319	319	309	284	284	264	254	-----
Truck shipment.....	424	424	424	404	374	374	374	314	294	294	264

CORNISH & DICKERSON COAL CO., 166 NORTH GALLATIN AVE., UNIONTOWN, PA., GLEBA No. 3 MINE, PITTSBURGH SEAM, MINE INDEX No. 4105, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: REVERE, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP No. 7

	E	E	C	C	C	B	B	B	B	-----	-----
Price classification.....	E	E	C	C	C	B	B	B	B	-----	-----
Rail shipment.....	319	319	319	319	319	309	284	284	269	-----	-----
Railroad fuel.....	319	319	319	319	319	309	284	284	269	254	-----
Truck shipment.....	424	424	424	394	384	384	384	319	299	299	274

DAVIES COAL CO., 521 LOCUST AVE., MORGANTOWN, W. VA., DAVIES PITTSBURGH MINE, PITTSBURGH SEAM, MINE INDEX No. 4550, GREENE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, POLAND, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP E, MAXIMUM TRUCK PRICE GROUP No. 11

	F	F	E	E	E	E	E	E	E	-----	-----
Price classification.....	F	F	E	E	E	E	E	E	E	-----	-----
Rail shipment.....	294	294	289	289	289	279	259	259	244	-----	-----
Railroad fuel.....	294	294	289	289	289	279	259	259	249	249	-----
Truck shipment.....	389	389	389	369	349	349	349	289	269	269	239

DAVIES COAL CO., 521 LOCUST AVE., MORGANTOWN, W. VA., DAVIES SEWICKLEY MINE, SEWICKLEY SEAM, MINE INDEX No. 4551, GREENE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: POLAND, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP G, MAXIMUM TRUCK PRICE GROUP No. 11

	J	J	H	H	H	H	H	H	H	-----	-----
Price classification.....	J	J	H	H	H	H	H	H	H	-----	-----
Rail shipment.....	294	294	279	279	279	269	244	244	234	-----	-----
Railroad fuel.....	294	294	279	279	279	269	244	244	239	239	-----
Truck shipment.....	389	389	389	369	349	349	349	289	269	269	239

DEPENDABLE COAL CO., KEYSTONE BLDG., CORAOPIS, PA., DEPENDABLE COAL CO. No. MINE, PITTSBURGH SEAM, MINE INDEX No. 4534, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: IMPERIAL, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP No. 5

	D	D	C	C	F	F	G	G	G	-----	-----
Price classification.....	D	D	C	C	F	F	G	G	G	-----	-----
Rail shipment.....	319	319	319	319	284	274	254	254	239	-----	-----
Railroad fuel.....	319	319	319	319	299	284	254	254	244	244	-----
Truck shipment.....	434	434	434	399	369	369	369	334	294	294	279

HENRY DRAGAN, 226 INDIANA AVE., MONESSEN, PA., DRAGAN No. 2 MINE, PITTSBURGH SEAM, MINE INDEX No. 4239, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, ROBBINS, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP No. 8

	D	D	C	C	C	C	C	C	C	-----	-----
Price classification.....	D	D	C	C	C	C	C	C	C	-----	-----
Rail and river shipment.....	319	319	319	319	319	309	284	284	264	-----	-----
Railroad fuel.....	319	319	319	319	319	309	284	284	264	254	-----
Truck shipment.....	424	424	424	404	374	374	374	314	294	294	264

ELRAMA COAL CO., 229 WEST MAIN ST., MONONGAHELA, PA., HEATH MINE, PITTSBURGH SEAM, MINE INDEX No. 4539, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, MASONTOWN, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP No. 7

	E	E	C	C	C	D	D	D	D	-----	-----
Price classification.....	E	E	C	C	C	D	D	D	D	-----	-----
Rail shipment.....	319	319	319	319	319	299	279	279	254	-----	-----
Railroad fuel.....	319	319	319	319	319	299	279	279	254	254	-----
Truck shipment.....	424	424	424	394	384	384	384	319	299	299	274



This order shall become effective June 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11439; Filed, June 28, 1946;  
11:58 a. m.]

[MPR 188, Order 150 Under 2d Rev. Order A-3]

#### HOOSIER DESK CO.

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188; It is ordered:

(a) *Manufacturer's maximum prices.* Hoosier Desk Co. of Jasper, Indiana, may increase its current maximum prices (exclusive of any permitted increases) for sales of the wood office furniture which it manufactures by 3.8 percent of each such maximum price, provided the amount of such increase is separately stated on each invoice or other written evidence of sale, as an adjustment charge.

(b) *Maximum prices of purchasers for resale.* A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of supplementary Order 153 shall not apply to resale prices determined under this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11450; Filed, June 28, 1946;  
11:49 a. m.]

[MPR 188, Order 151 Under 2d Rev. Order A-3]

#### GOSHEN MFG. CO.

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to 2d Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* This order establishes maximum prices for sales and deliveries of commercial and industrial ladders manufactured by the Goshen Manufacturing Company, Goshen, Ind.

(1) For all sales and deliveries of the following articles by the manufacturer to carload buyers, jobbers and industrial users the adjusted maximum prices are as follows:

Adjusted maximum prices for sales to carload buyers, jobbers and industrial users

Article:	Per ladder ft.
6' General purpose step ladder.....	\$0.375
6' Painter's ladder.....	.43
6' Hercules step ladder.....	.48

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable" article is the one which meets all of the following:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the sale class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.



(f) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11451; Filed, June 28, 1946;  
11:57 a. m.]

#### AIRCRAFT WELDERS, INC.

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That Order No. 3808 under § 1499.158 of Maximum Price Regulation No. 188 be and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on this 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11442; Filed, June 28, 1946;  
11:53 a. m.]

[MPR 188, Revocation of Order 4131]

#### O. A. SUTTON CORP.

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered:*

That Order No. 4131 under § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14 be and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11443; Filed, June 28, 1946;  
11:54 a. m.]

[MPR 188, Revocation of Order 4643]

#### O. A. SUTTON CORP.

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered:*

That Order No. 4643 under § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14 be and it

is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11444; Filed, June 28, 1946;  
11:54 a. m.]

[MPR 188, Order 5059]

#### PHOENIX MFG. CO.

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Phoenix Manufacturing Company, Industry Avenue, Joliet, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesale- sellers (Job- bers)	Other retailers	Con- sumers
Hammer.....	1 Deluxe.....	Dozen \$10.50	Dozen \$14.00	Each \$1.75
	2 Phoenix.....	9.00	12.00	1.50
	3 Bulldog.....	7.50	10.00	1.25

These maximum prices are for the articles described in the manufacturer's application dated June 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory with freight equalized with the nearest competing factory, and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following state-

ment with the correct model number and retail ceiling prices properly filled in:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11445; Filed, June 28, 1946;  
11:56 a. m.]

[MPR 188, Order 5060]

#### BEDLINGTON CRAFTS

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Bedlington Crafts, 4945 Cahuenga Blvd., North Hollywood, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
11" sprayed aluminum milk pail nursery lamp with hand painted decoration and fabric trimmed paper shade..	200	Each \$2.34	Each \$2.75	Each \$4.95

These maximum prices are for the articles described in the manufacturer's application dated June 10, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and



conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11446; Filed, June 28, 1946;  
11:57 a. m.]

[MPR 188, Order 5061]

#### LENOX-HILL INDUSTRIES

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lenox-Hill Industries, 57 Eight Street, New York 3, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Highly polished 30" solid bronze table lamp.....	1	Each \$12.75	Each \$15.00	Each \$27.00

These maximum prices are for the articles described in the manufacturer's application dated June 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and

deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30 days. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11447; Filed, June 28, 1946;  
11:57 a. m.]

[MPR 188, Order 5062]

#### GODFREY & WING

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Godfrey & Wing, 3141 Superior Avenue N. E., Cleveland 14, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the

sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Highly polished 24" all brass table lamp with 16" decorated parchment shade.....	101	Each \$8.50	Each \$10.00	Each \$18.00

These maximum prices are for the articles described in the manufacturer's application dated June 19, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11448; Filed, June 28, 1946;  
11:57 a. m.]



[MPR 260, Amdt. 1 to Order 671]

## A. SENSENBRENNER SONS

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

The maximum prices for the "Santa Fe-Biltmores" cigars set forth in paragraph (a) of Order No. 671 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Santa Fe.....	Biltmores.....	50	Per M \$154	Cents 20

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11452; Filed, June 28, 1946;  
11:51 a. m.]

[MPR 260, Amdt. 1 to Order 2008]

## A. SENSENBRENNER SONS

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

The maximum prices for the "Santa Fe-Fairmonts" cigars set forth in paragraph (a) of Order No. 2008 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Santa Fe.....	Fairmonts.....	50	Per M \$154	Cents 20

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11453; Filed, June 28, 1946;  
11:56 a. m.]

[MPR 591, Amdt. 1 to Order 598]

## C. F. CHURCH MFG. CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591, *It is ordered*:

Order No. 588 under section 13 of Maximum Price Regulation No. 591 is amended in the following respects:

1. In paragraph (a), Plate No. 870—\$5.70 is amended to read as follows: Plate No. 870—\$5.85.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11454; Filed, June 28, 1946;  
11:54 a. m.]

[MPR 592, Amdt. 1 to Order 33]

## GENERAL CLAY PRODUCTS CO.

## ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 33 under section 16 of Maximum Price Regulation No. 592. General Clay Products Company. Docket No. 6075.592-16.94.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered*:

Order No. 33 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The maximum net prices for sales by the General Clay Products Company, Columbus, Ohio, of clay building brick to its various classes of purchasers may be increased by an amount not in excess of \$2.50 per thousand for standard size brick equivalents.

2. Paragraphs (d) and (e) are redesignated (e) and (f).

3. A new paragraph (d) is added to read as follows:

(d) On or before August 1, 1946, the General Clay Products Company, Columbus, Ohio, shall submit to the Office of Price Administration, Washington 25, D. C., a profit and loss statement, balance sheet and analysis of surplus for the first six months' operations in 1946.

4. A new paragraph (g) is added to read as follows:

(g) Amendment No. 1 to this order shall terminate on September 1, 1946, unless otherwise extended or revised by the Office of Price Administration.

This Amendment No. 1 to Order No. 33 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11455; Filed, June 28, 1946;  
11:56 a. m.]

[MPR 592, Amdt. 1 to Order 44]

## SHEFFIELD SHALE PRODUCTS CO.

## ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 44 under Section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Sheffield Shale Products Company. Docket No. 6122-532.16-213.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered*: Paragraph (a) of Order No. 44 under section

16 of Maximum Price Regulation No. 592 is amended to read as follows:

(a) The maximum net prices for sales by the Sheffield Shale Products Company, Sheffield, Ill., of clay building brick, structural hollow tile and drain tile, to its various classes or purchasers, may be increased by an amount not in excess of \$2.75 per thousand for standard size brick equivalents or by an amount not in excess of \$1.10 per ton for structural hollow tile and drain tile.

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11456; Filed, June 28, 1946;  
11:52 a. m.]

[MPR 592, Order 66]

## FAIRFIELD BRICK CO.

## ADJUSTMENT OF MAXIMUM PRICES

Order No. 66 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. The Fairfield Brick Company. Docket No. 6122-592.16-309.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered*:

(a) The maximum net prices for sales by the Fairfield Brick Company, Zoarville, Ohio of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of \$1.25 per N brick for standard size brick equivalents or by an amount not in excess of \$0.50 per ton for structural hollow tile.

(b) If the Fairfield Brick Company had an established differential in price during the month of March 1942 for non-standard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Fairfield Brick Company, Zoarville, Ohio for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

This Order No. 66 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11457; Filed, June 28, 1946;  
11:52 a. m.]



[MPR 592, Order 67]  
ARKETEX CERAMIC CORP.

## ADJUSTMENT OF MAXIMUM PRICES

Order No. 67 under Section 16 of Maximum Price Regulation 592. Arketex Ceramic Corporation; Docket No. 6122-592.16-313.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Arketex Ceramic Company, Brazil, Indiana, of its products to its various classes of purchasers may be increased by an amount not in excess of the following:

- (1) Glazed brick and facing tile—\$3.75 per thousand for standard size brick equivalent.
- (2) Unglazed building brick—\$2.00 per thousand for standard size brick equivalent.
- (3) Unglazed structural clay hollow tile—\$0.80 per ton.

(b) If the Arketex Ceramic Corporation had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Arketex Ceramic Corporation for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 67 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11458; Filed, June 28, 1946;  
11:52 a. m.]

[MPR 592, Order 68]

HARRY T. CAMPBELL SON'S CORP.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 10 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum prices for sales of "Sakrete" Dry Mix Concrete, "Sakrete" Mortar Mix and "Sakrete" Sand Mix in the following sizes, manufactured by

Harry T. Campbell Son's Corporation, Towson, Maryland, shall be:

(1) For the city of Baltimore, Maryland, the suburbs of Baldwin, Cockeysville, Cowenton, Dundalk, Lutherville, Sparrows Point, Stemmers Run, Towson, and Catonsville, Maryland:

	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete dry mix concrete:			
90-lb. bag.....	\$0.94	\$0.62	\$0.67
45-lb. bag.....	.66	.44	.49
Sakrete sand mix:			
80-lb. bag.....	1.10	.73	.78
45-lb. bag.....	.94	.62	.67
11-lb. bag.....	.36	.24	.27
Sakrete mortar mix:			
80-lb. bag.....	1.10	.73	.76
45-lb. bag.....	.94	.62	.67

(2) For the towns of Havre de Grace, Maryland, Aberdeen, Glen Burnie, Odenton, Reisterstown, Pikesville, Upperco, Hampstead, Manchester, Belair, Jarrettsville, Ellicott City, Parkton, Laurel, Monkton, White Hall, Eldridge, all in the State of Maryland:

	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete dry mix concrete:			
90-lb. bag.....	\$1.00	\$0.62	\$0.72
45-lb. bag.....	.72	.44	.54
Sakrete sand mix:			
80-lb. bag.....	1.19	.73	.83
45-lb. bag.....	1.00	.62	.72
11-lb. bag.....	.39	.24	.29
Sakrete mortar mix:			
80-lb. bag.....	1.19	.73	.83
45-lb. bag.....	1.00	.62	.72

(3) For the towns of Newark, Delaware, and Riverdale, Hyattsville, Brentwood, Annapolis, Rising Sun, Northeast, Md.:

	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete dry mix concrete:			
90-lb. bag.....	\$1.10	\$0.62	\$0.77
45-lb. bag.....	.78	.44	.54
Sakrete sand mix:			
80-lb. bag.....	1.30	.73	.88
45-lb. bag.....	1.10	.62	.72
11-lb. bag.....	.42	.24	.29
Sakrete mortar mix:			
80-lb. bag.....	1.30	.73	.88
45-lb. bag.....	1.10	.62	.77

(4) For the towns of:  
Delaware—Wilmington, Newark.  
Pennsylvania—York, Hanover.  
Maryland—Riverdale, Hyattsville, Bethesda, Marlboro, Elkton, Taneytown, Union Bridge, Westminster, Mt. Airy, Silver Spring, Rockville, Chesapeake City, Bedford, Brentwood.

District of Columbia—Washington, Takoma Park.

	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete dry mix concrete:			
90-lb. bag.....	\$1.14	\$0.62	\$0.82
45-lb. bag.....	.81	.44	.54
Sakrete sand mix:			
80-lb. bag.....	1.35	.73	.93
45-lb. bag.....	1.14	.62	.77
11-lb. bag.....	.44	.24	.29
Sakrete mortar mix:			
80-lb. bag.....	1.35	.73	.93
45-lb. bag.....	1.14	.62	.82

(5) For the towns of:  
Maryland—Frederick, Brunswick, Hagerstown, Indian Head, Hughesville, La Plata, Williamsport, East New Market, Lambson, Chestertown, Millington, Thurmont, Antietam.

Pennsylvania—Lemoyne, Lancaster, Harrisburg, Gettysburg, Carlisle, Waynesboro, Chambersburg.

Delaware—Dover.

	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete Dry Mix Concrete:			
90-lb. bag.....	\$1.19	\$0.62	\$0.87
45-lb. bag.....	.84	.44	.59
Sakrete sand mix:			
80-lb. bag.....	1.40	.73	.98
45-lb. bag.....	1.19	.62	.77
11-lb. bag.....	.46	.24	.29
Sakrete mortar mix:			
80-lb. bag.....	1.40	.73	.98
45-lb. bag.....	1.19	.62	.87

(6) For the towns of:  
Maryland—Cumberland, Centerville, Ridgely, Easton, St. Michaels, Grasonville, Frostburg, Federalsburg, Cambridge, Princess Anne, Crisfield, McDaniel, Queenstown, Mt. Savage, Hurlock, Salisbury, Marion, Preston, Stevensville, Denton.

Delaware—Milford, Georgetown, Rehoboth, Seaford, Delmar.

Pennsylvania—Shippensburg.

	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete dry mix concrete:			
90-lb. bag.....	\$1.32	\$0.62	\$0.92
45-lb. bag.....	.93	.44	.64
Sakrete sand mix:			
80-lb. bag.....	1.55	.73	1.03
45-lb. bag.....	1.31	.62	.82
11-lb. bag.....	.60	.24	.29
Sakrete mortar mix:			
80-lb. bag.....	1.55	.73	1.03
45-lb. bag.....	1.31	.62	.92

(7) For the towns of Westernport and Midland, Md.:



	Re-tail price	Dealer's or jobber's price	
		F. o. b. plant, White Marsh, Md.	Delivered
Sakrete dry mix concrete:			
90-lb. bag.....	\$1.34	\$0.62	\$0.97
45-lb. bag.....	.95	.44	.64
Sakrete sand mix:			
90-lb. bag.....	1.58	.73	1.08
45-lb. bag.....	1.34	.62	.82
11-lb. bag.....	.52	.24	.29
Sakrete mortar mix:			
90-lb. bag.....	1.50	.73	1.08
45-lb. bag.....	1.34	.62	.97

(b) With or prior to the first delivery of any of the aforesaid commodities to a dealer or jobber, the manufacturer shall furnish such dealer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(c) Prior to making any delivery of the aforesaid commodities after the effective date of this order, the manufacturer shall mark or cause to be marked on the container the following legend:

Maximum Retail Price-----

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11459; Filed, June 28, 1946;  
11:52 a. m.]

[SO 133, Order 59]

J. T. HENRY MFG. CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* J. T. Henry Mfg. Co., Hamden, Conn., may increase by 23 percent its current maximum prices (exclusive of any permitted increases), for sales of pruning shears which it manufactures.

(b) *Maximum Prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrow test trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by the Office of Price Administration Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable Office of Price Administration regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

The provision of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11512; Filed, June 28, 1946;  
3:31 p. m.]

[MPR 599, Amdt. 1 to Order 16]

GENERAL MOTORS CORP.

#### APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, It is ordered, That Order No. 16 under section 11 of

Maximum Price Regulation No. 599 be amended in the following respects:

1. Paragraph (b) is amended to read as follows:

(b) The ceiling prices for sales by Oldsmobile Division of General Motors Corporation and its dealers, of the radios listed below, are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices for sales to—		
		Distributors and key point dealers	Dealers	Consumers
Radio.....	725	<sup>1</sup> \$33.86 <sup>2</sup> 36.12 <sup>3</sup> 34.32 <sup>4</sup> 33.07	<sup>1</sup> \$36.81 <sup>2</sup> 39.52 <sup>3</sup> 37.47 <sup>4</sup> 36.12	<sup>1</sup> \$64.81 <sup>2</sup> 65.47 ----- -----

<sup>1</sup> For sales of single radio sold at the time the car is sold.

<sup>2</sup> Single radio sold separately from the car.

<sup>3</sup> Sold separately from the car in lots of 5-24.

<sup>4</sup> Sold separately from the car in lots of 25 and over.

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Oldsmobile Division of General Motors Corporation are subject under the provisions of Maximum Price Regulation No. 594, 452 and 453, and orders thereunder. These ceiling prices are for the uninstalled radio and antenna, but do not cover charges for installation of either the radio or antenna.

2. Paragraph (e) is amended to read as follows:

(e) *Description.* (1) Radio, Model No. 725, is a 7 tube, 1 band, battery power radio with a 6" x 9" electrodynamic speaker, all in a metal case, 9" x 9" x 5", designed for installation in automobiles manufactured by the Oldsmobile Division of General Motors Corporation.

This amendment shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11460; Filed, June 28, 1946;  
11:48 a. m.]

[2d Rev. MPR 195, Amdt. 3 to Order 9]

TOBACCO HOGSHEAD MATERIAL

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 7 (a) of 2d Revised Maximum Price Regulation 195, It is ordered:

Order 9 under section 7 (a) of 2d Revised Maximum Price Regulation 195 is amended as follows:

In the price table in paragraph (c) the maximum price for the Export tobacco box is amended as follows:



	No. 1	No. 2
Export tobacco box.....	\$3.98	-----

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11492; Filed, June 28, 1946;  
3:34 p. m.]

[SO 148, Order 20]

E. T. RUGG CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 5 of Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's maximum prices.* This order establishes maximum prices for sales and deliveries of Model No. 16-41 hand lawn mowers manufactured by the E. T. Rugg Co., Newark, Ohio.

(1) For all sales and deliveries of the following articles by the manufacturer to jobbers, the adjusted maximum prices are as follows:

*Adjusted Maximum Price for Sales to Jobbers*

Article and Model No.	Each
Fleetwheel hand lawn mower, 16-41.....	\$7.00

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) *Maximum prices of purchasers for resale.* Resellers of articles for which the maximum prices have been adjusted in accordance with the terms of this order, shall compute their maximum resale prices in accordance with the provisions of Revised Order No. 3 under § 1499.159e of Maximum Price Regulation No. 188.

(c) In all other respects the provisions of Revised Order No. 3 under § 1499.159e of Maximum Price Regulation No. 188 apply to all sales and deliveries of articles covered by this order.

(d) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(e) *Effective date.* This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11513; Filed, June 28, 1946;  
3:30 p. m.]

[RMPR 111, Amdt. 1 to Order 7]

ACE VACUUM STORES, INC.

#### APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to section 16 (c) of Revised Maximum Price Regulation No. 111, it is ordered:

That Order No. 7 under Revised Maximum Price Regulation No. 111 is amended in the following respect:

1. Paragraph (a) is amended to read as follows:

(a) This order establishes ceiling prices for sales to consumers of the Modern Hygiene private brand tank type cleaner, model No. 200, sold by Ace Vacuum Stores, Incorporated, 797 Beacon Street, Boston 15, Mass. The ceiling price for all sales to consumers of the Modern Hygiene brand tank type cleaner, model No. 200, is \$74.95 each. The ceiling price includes a 12 piece attachment set.

This amendment shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11485; Filed, June 28, 1946;  
3:38 p. m.]

[MPR 188, Order 27 Under Order 6]

SCHICK, INC.

#### APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159c of Maximum Price Regulation No. 188, it is ordered:

(a) This order establishes uniform retail ceiling prices for sales of certain small electrical appliances manufactured by Schick, Incorporated, of Stamford, Conn. It also establishes ceiling prices for these articles for sales other than retail.

(b) The uniform retail ceiling price for a sale of any article described below shall be that set forth for a retail sale of that article in the table of uniform retail ceiling prices set forth below:

TABLE OF UNIFORM RETAIL CEILING PRICES	
Description and Model No.	Uniform retail ceiling prices each
Schick colonel shaver, 240.....	\$15.00
Schick super shaver, 270.....	18.00

The above ceiling prices apply to all types of retail sales by all type of sellers of the articles subject to this order. The same uniform retail ceiling price shall apply in both Zones II and I.

(c) The ceiling prices for sales other than at retail of the articles covered by this order shall be the prices to each class of purchaser suggested for such sales by the manufacturer during March 1942, subject to each seller's customary terms, discounts, allowances and other price differentials in effect during March 1942 or thereafter properly established under the Office of Price Administration regulations.

(d) On or after the effective date of this order the manufacturer may not de-

liver to any purchaser for resale any article for which a uniform ceiling price is fixed by this order, unless there is attached to it a retail ceiling price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order for sales in each zone.

(e) At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, the seller shall notify the purchaser in writing of the ceiling prices established by paragraphs (b) and (c) of this order.

(f) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11491; Filed, June 28, 1946;  
3:31 p. m.]

[MPR 120, Order 1683]

ALABAMA FUEL AND IRON CO., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; it is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 13. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.224 and all other provisions of Maximum Price Regulation No. 120.



ALABAMA FUEL AND IRON CO., BIRMINGHAM 3, ALA., RUSSELL MINE, WADSWORTH SEAM, MINE INDEX No. 2206, ST. CLAIR COUNTY, ALA., RAIL SHIPPING POINT: BROOKSTON, ALA., STRIP MINE, MAXIMUM PRICE GROUP No. 6 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.						
	1 to 5 incl.	6, 8, 10	7, 9, 11	12, 14, 15, 16	13, 19, 20, 21	17, 18	22, 23
Rail shipment and railroad fuel.....	575	525	515	435	425	415	405
Truck shipment.....	550	520	500	470	460	445	410

BIBB MINING CO., 2109 THIRD AVE., NORTH BIRMINGHAM 3, ALA., BIRS No. 2 MINE, THOMPSON SEAM, MINE INDEX No. 2204, BIBB COUNTY, ALA., RAIL SHIPPING POINT: BLOCTON AND BELLE ELLEN, ALA., STRIP MINE, MAXIMUM PRICE GROUP No. 8 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP No. 2

Rail shipment and railroad fuel.....	735	595	505	585	495	465	455
Truck shipment.....	550	520	500	470	460	445	410

CODGA COAL CO., INC., 210 TITLE BUILDING, BIRMINGHAM, ALA., COAL CITY MINE, COAL CITY SEAM, MINE INDEX No. 2197, ST. CLAIR COUNTY, ALA., RAIL SHIPPING POINT: WATTSVILLE, ALA., STRIP MINE, MAXIMUM PRICE GROUP No. 4 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP No. 5

Rail shipment and railroad fuel.....	465	455	445	445	435	435	425
Truck shipment.....	510	505	495	460	450	455	435

J. E. MILAM CONSTRUCTION CO., 8940 FIRST AVE. SOUTH, BIRMINGHAM, ALA., MILAM No. 1 MINE, BROOKWOOD SEAM MINE INDEX No. 2199, TUSCALOOSA COUNTY, ALA., RAIL SHIPPING POINT: GRIFFCO, ALA., MAXIMUM PRICE GROUP No. 1 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP No. 7

Rail shipment and railroad fuel.....	395	395	385	380	380	385	375
Truck shipment.....	465	480	460	425	415	420	385

V. P. SERODINO CO., 7 WEST NORTH BEND ROAD, CINCINNATI 16, OHIO, TOM CAT MINE, SEWANEE SEAM MINE INDEX No. 2196, MARION COUNTY, TENN., RAIL SHIPPING POINT: WHITWELL OR CHATTANOOGA, TENN., STRIP MINE, MAXIMUM PRICE GROUP No. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP No. 9

	Size Group Nos.				
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14
Rail- <sup>1</sup> river shipment and railroad fuel.....	445	395	385	365	325
Truck shipment.....	500	445	420	390	385

<sup>1</sup> Subject to the provisions of section 1340.224 (b) (ii) of MPR/120 as amended.

<sup>2</sup> The above mine is subject to the provisions of Order No. 1520 under MPR/120.

WINSTON BLACK CREEK COAL CO., c/o W. A. CROCKER, JASPER, ALA., DEAVOURS MINE, BLACK CREEK SEAM MINE INDEX No. 2208, WINSTON COUNTY, ALA., RAIL SHIPPING POINT: LYNN AND NAUVOO, ALA., STRIP MINE, MAXIMUM PRICE GROUP No. 6 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP No. 1

	Size Group Nos.						
	1 to 5 incl.	6, 8, 10	7, 9, 11	12, 14, 15, 16	13, 19, 20, 21	17, 18	22, 23
Rail shipment and railroad fuel.....	575	525	515	435	425	415	405
Truck shipment.....	570	520	500	485	475	460	450

This order shall become effective June 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11487; Filed, June 28, 1946;  
3:30 p. m.]

[RMPR 528, Order 125]

UNITED STATES RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, It is ordered:

(a) The maximum prices for the following sizes and type of new truck tires

No. 128—6

manufactured by the United States Rubber Company, New York, New York, shall be:

Size	Ply	Type	Maximum retail price, each
10.00-22	14	U. S. Royal logger tires....	\$141.55
11.00-22	14	.....do.....	163.40
11.00-24	14	.....do.....	167.35
12.00-24	16	.....do.....	215.85

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11497; Filed, June 28, 1946;  
3:37 p. m.]

[MPR 592, Order 70]

METROPOLITAN PAVING BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 70 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Metropolitan Paving Brick Co., Canton, Ohio. Docket No. 6122-592.16-291.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, It is ordered:

(a) The maximum net prices for sales by the Metropolitan Paving Brick Company, Canton, Ohio, of its products to its various classes of purchasers may be increased by an amount not in excess of the following:

- (1) Glazed brick and facing tile—\$2.50 per thousand for standard size brick equivalent.
- (2) Unglazed building brick—\$1.25 per thousand for standard size brick equivalent.
- (3) Unglazed structural clay hollow tile—\$0.50 per ton.

(b) If the Metropolitan Paving Brick Company, Canton, Ohio had an established differential in price during the month of March 1942 for non standard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Metropolitan Paving Brick Company, Canton, Ohio, for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 70 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11499; Filed, June 28, 1946;  
3:32 p. m.]

[MPR 592, Order 71]

CLEVELAND BUILDERS SUPPLY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 71 under Section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Cleveland Builders Supply Company. Docket No. 6122-592.16-311.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, It is ordered:



(a) The maximum net prices for sales by the Cleveland Builders Supply Company of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of \$1.25 per thousand for standard size brick equivalents or by an amount not in excess of \$0.50 per ton for structural hollow tile.

(b) If the Cleveland Builders Supply Co. had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Cleveland Builders Supply Company, Cleveland, Ohio for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 71 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11500; Filed, June 28, 1946; 3:32 p. m.]

[MPR 592, Order 74]

WEST BROS. BRICK CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 74 under section 16 of maximum price regulation No. 592. Specified construction materials and refractories. West Brothers Brick Company. Docket No. 6122-592.16-217.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592; *It is ordered:*

(a) Order No. 63 under section 16 of Maximum Price Regulation No. 592, issued on May 20, 1946, by the New York Regional Office, is hereby revoked.

(b) The maximum net prices for sales by the West Brothers Brick Company, Washington, D. C., of common brick to its various classes of purchasers may be increased by an amount not in excess of \$3.85 per thousand for standard size brick equivalents.

(c) If the West Brothers Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of

the conversion factors or formulas in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(d) Any person purchasing any of the products covered by this order produced by the West Brothers Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (b) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(e) All requests of the application not granted herein are denied.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11503; Filed, June 28, 1946; 3:31 p. m.]

[MPR 592, Order 75]

TRIANGLE CLAY PRODUCTS CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 75 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Triangle Clay Products Company, Docket No. 6122-592.16-330.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592; *It is ordered:*

(a) The maximum net prices for sales by the Triangle Clay Products Company of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of \$1.25 per thousand for standard size brick equivalents or by an amount not in excess of \$0.50 per ton for structural hollow tile.

(b) If the Triangle Clay Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Triangle Clay Products Company, Johnstown, Pa. for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area

pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 75 shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11504; Filed, June 28, 1946; 3:30 p. m.]

[MPR 594, Amdt. 2 to Order 23]

PACKARD MOTOR CAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 23 under Maximum Price Regulation 594 is amended in the following respects:

1. The wholesale prices in paragraph (a) (1) for the Packard Six taxicab, partition type, and the Packard Six taxicab, sedan type, are amended to read as follows:

Taxicab—partition type.....	\$1,458.24
Taxicab—Sedan type.....	1,368.05

2. The schedule in paragraph (a) (2) (i) is amended to read as follows:

Automobile:	Amount
Packard Six except taxicabs.....	\$53
Packard Eight.....	57
Packard Deluxe Eight.....	59
Packard Super Eight.....	76
Packard Custom Super Eight.....	112
Packard Six Taxicabs.....	25

3. The narrative in paragraph (a) (2) (ii) immediately preceding the schedule is amended by inserting the words "except taxicabs" immediately after the words "Packard Six".

4. The Federal Excise tax in paragraph (a) (3) (iii) on the Packard Six taxicab, partition type, and the Packard Six Taxicab sedan type are amended to read as follows:

Taxicab—partition type.....	\$102.08
Taxicab—sedan type.....	95.76

5. The narrative in paragraph (b) (1) immediately preceding the schedule is amended by inserting the words "except taxicabs" immediately after the words "Packard Six".

6. Paragraph (b) (3) is amended to read as follows:

(3) *Charge for transportation.* A charge to cover transportation expense not to exceed the following:

(i) *When the transportation charge to zone is prepaid.* A charge not to exceed the average net invoice transportation charge to the zone for the new automobile and extra or optional equipment being sold, including transportation tax at the current legal rate; or



(ii) When the transportation charge to zone is not prepaid—(a) When delivery is by truck-away the greater part of distance from factory to place of delivery. A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the truck-away charge, at truckload rates for the transportation of an automobile of the applicable weight listed below (schedule A) by the most direct route from Detroit, Michigan to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; or

(b) When delivery is by combination boat and truck-away. A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the combination boat and truck-away charge for transportation of an automobile of the applicable weight listed below (schedule A) by the most direct route from Detroit, Michigan to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; or

(c) All other methods of delivery. A charge not to exceed the rail freight charge at carload rates for transportation of an automobile of the applicable weight listed below (schedule A) by the most direct route from Detroit, Michigan, to the place at which delivery is made to purchaser, including transportation tax at the current legal rate.

SCHEDULE A	
Description:	Weight (pounds)
Packard Six:	
Club Sedan or 4-door Sedan	3,635
Taxicab-partition type	4,015
Taxicab-sedan type	3,925
Packard Eight	3,785
Packard DeLuxe Eight	3,820
Packard Super Eight	4,130
Packard Custom Super Eight	4,230

7. The list prices in paragraph (c) (1) for the Packard Six taxicab, partition type, and the Packard Six taxicab, sedan type, are amended to read as follows:

Taxicab, partition type	\$1,830
Taxicab, sedan type	1,715

8. Paragraph (c) (3) is amended to read as follows:

(3) Charge for transportation. A charge to cover transportation expense not to exceed the following:

(i) When the transportation charge to reseller is prepaid. A charge not to exceed the average net invoice transportation charge to the reseller for the new automobile and extra or optional equipment being sold, or including transportation tax at the current legal rate; or

(ii) When the transportation charge to reseller is not prepaid—(a) When delivery is by truck-away the greater part of distance from factory to place of delivery. A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the truck-away charge, at truckload rates for the transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Detroit, Michigan to the place at which delivery is made to the purchaser, including transportation tax and the current legal rate; or

(b) When delivery is by combination boat and truck-away. A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the combination boat and truck-away charge for transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Detroit, Michigan to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; or

(c) All other methods of delivery. A charge not to exceed the rail freight charge at carload rates for transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Detroit, Michigan, to the place at which delivery is made to purchaser, including transportation tax at the current legal rate.

SCHEDULE A	
Description:	Weight (pounds)
Packard Six:	
Club Sedan or 4-door Sedan	3,635
Taxicab-partition type	4,015
Taxicab-sedan type	3,925
Packard Eight	3,785
Packard DeLuxe Eight	3,820
Packard Super Eight	4,130
Packard Custom Super Eight	4,230

This amendment shall be effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11533; Filed, June 28, 1946; 4:49 p. m.]

[SO 94, Amdt. 2 to Rev. Order 105]

#### CERTAIN NEW MILITARY VEHICLES

#### SPECIAL MAXIMUM PRICES FOR REALES

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order 105 under Supplementary Order 94 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) What this order does. This order establishes maximum prices for resales of any new self-propelled motor driven vehicle or any vehicle drawn by it, except all motorcycles and those vehicles covered by Revised Price Schedule 85, Revised Maximum Price Regulation 136 and Maximum Price Regulation 188, originally sold by the War Department, Department of the Navy, United States Marine Corps, or the United States Coast Guard, and which have been or may be purchased from any United States Government agency.

2. The first sentence of paragraph (b) (1) is amended to read as follows:

(b) Maximum prices. The maximum prices for resales of new self-propelled motor driven vehicles and any vehicle drawn by them, except all motorcycles and those vehicles covered by Revised Price Schedule 85, Revised Maximum Price Regulation 136 and Maximum Price Regulation 188, shall be as follows:

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-11544; Filed, June 28, 1946; 4:45 p. m.]

#### Regional and District Office Orders.

[Region I Order G-7 Under Gen. Order 68, Amdt. 1]

#### HARD BUILDING MATERIALS IN CONNECTICUT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-7 under General Order No. 68 is amended in the following respects:

The following items of Appendix A are amended to read as follows:

[Maximum price (subject to customary discounts and including delivery within the seller's customary free delivery zone)]

Items No. and description of commodity	
18. Fire clay	\$1.67 per 100 lb. bag.
21. Asphalt roofing (90 lb. mineral surface).	\$2.79 per roll.
22. Asphalt tarred felt 15 lb.	\$2.81 per roll.
23. Asphalt tarred felt 30 lb.	\$2.81 per roll.
24. Asphalt shingles (210 lbs. 3 in 1 thick butt).	\$6.40 per sq.
25. Asphalt shingles 165 lbs. 2 tab.	\$4.91 per sq.
27. Fibre insulation board 2 1/2" asphalt sheathing.	\$68.00 per 1,000 sq. ft.

This amendment shall become effective June 3d, 1946.

Issued this 3d day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11354; Filed, June 27, 1946; 4:59 p. m.]

[Region I Order G-11 Under RMPR 251, Amdt. 1]

#### PAINTING, PAPERHANGING, CARPENTRY, ELECTRICAL WIRING, PLUMBING, STEAM-FITTING, HEATING, MASONRY AND BRICK-LAYING SERVICES IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of Revised Maximum Price Regulation No. 251, Region I Order No. G-11 Under Revised Maximum Price Regulation No. 251, is amended in the following respects:

Appendices A, B, C, D, and E are amended by adding a new paragraph at the end of each Appendix to read as follows:

Any self-employed seller of services covered by this Appendix may at his option use the maximum customer's hourly rate applicable to the place where the work is performed or the maximum customer's hourly rate applicable to the city or town in which his place of business is located.

This amendment shall become effective June 6, 1946.

Issued this 6th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11361; Filed, June 27, 1946; 5:01 p. m.]



[Region I Order G-2 Under Gen. Order 68, Amdt. 2]

#### HARD BUILDING MATERIALS IN MASSACHUSETTS

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-2 under General Order No. 68 is amended in the following respects:

1. The following items of Table I, Appendix A, *Metropolitan Boston area maximum prices*, are amended to read as follows:

Item No.	Description of Commodity	Unit	Large quantity sales \$20 and over at one time	Small quantity sales under \$20 at one time
8	Metal lath 2.5 lb. painted diamond mesh.	Sq. yd.	\$0.25	\$0.26
9	Metal lath 3.4 lb. painted diamond mesh.	Sq. yd.	.29	.30
10	Metal lath 3.4 lb. galvanized.	Sq. yd.	.31	.32
11	Metal lath 2.75 lb. flat rib painted.	Sq. yd.	.27	.28
12	Metal lath, corner bead standard.	Linear ft.	.032	.037
17	Fire clay	(Price control suspended)		

2. The following items of Table I, Appendix B, *Central Massachusetts area maximum prices*, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum prices per unit
8	Metal lath 2.5 lb. painted diamond mesh.	Sq. yd.	\$0.29
9	Metal lath 3.4 lb. painted diamond mesh.	Sq. yd.	.34
10	Metal lath 2.75 lb. flat rib painted.	Sq. yd.	.32
11	Metal lath 3.4 lb. 3/4" high rib painted.	Sq. yd.	.39
12	Metal lath, corner bead standard.	Linear ft.	.042
13	Metal lath, corner bead expanded.	Linear ft.	.052
18	Fire clay	(Price control suspended)	

3. The following items of Table I, Appendix C, *Western Massachusetts area maximum prices*, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
8	Metal lath 2.5-lb. painted diamond mesh.	Square yard.	\$0.28
9	Metal lath 3.4-lb. painted diamond mesh.	do.	.34
10	Metal lath 2.75-lb. flat rib painted.	do.	.32
11	Metal lath 3.4-lb. 3/4" high rib painted.	do.	.35
12	Metal lath, corner bead standard.	Linear foot.	.042
13	Metal lath, corner bead expanded.	do.	.052
17	Fire clay	(Price control suspended)	

4. The following items of Table I, Appendix D, *Northeastern Massachusetts*

*area maximum prices*, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
6	Metal lath 2.5-lb. painted diamond mesh.	Square yard.	\$0.27
7	Metal lath 3.4-lb. painted diamond mesh.	do.	.34
8	Metal lath 2.75-lb. flat rib painted.	do.	.32
9	Metal lath, corner bead (not expanded).	Linear foot.	.042
13	Fire clay	(Price control suspended)	

5. The following items of Table I, Appendix E, *Southeastern Massachusetts area maximum prices*, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
7	Metal lath 2.5-lb. painted diamond mesh.	Square yard.	\$0.24
8	Metal lath 3.4-lb. painted diamond mesh.	do.	.30
9	Metal lath 2.75-lb. flat rib painted.	do.	.28
10	Metal lath 3.4-lb. 3/4" high rib painted.	do.	.33
11	Metal lath, corner bead expanded type.	Linear foot.	.047
17	Fire clay	(Price control suspended)	

6. The following items of Table I, Appendix F, *Barnstable County area maximum prices*, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
7	Metal lath 2.5-lb. painted diamond mesh.	square yard.	\$0.26
8	Metal lath 3.4-lb. painted diamond mesh.	do.	.30
9	Metal lath, corner bead expanded.	Linear foot.	.052
14	Fire clay	(Price control suspended)	

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11359; Filed, June 27, 1946; 5:00 p. m.]

[Region I Order G-3 Under Gen. Order 68, Amdt. 1]

#### HARD BUILDING MATERIALS IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-3 under General Order No. 68 is amended in the following respects:

1. Sections 1, 2 and 3 are amended to read as follows:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the commodities listed in the Appendices (hereinafter set forth and made part hereof) by any seller in the State of New Hampshire. For the purposes of this order a "retail sale" means a sale to an

ultimate user, or a sale to a contractor or builder for resale on an installed basis.

SEC. 2. *Items covered by this order.* This order covers the list of hard building materials set forth in the appendices attached hereto and made part of this order. Other related items may be added from time to time.

SEC. 3. *Maximum prices.* (a) The prices for the hard building materials set forth in the price table or tables of each appendix shall be the maximum prices for "retail sales" of such materials made in the area covered by that appendix.

(b) Maximum prices established by this order shall be reduced by such discounts for cash and such further discounts, allowances, differentials and terms as were in effect for the seller during March 1942, for sales to the same purchaser or class of purchasers.

(c) In Column B of Table I of Appendix A and in Column B of Table I of Appendix B where the words "customary discount" appear in place of dollar and cent prices for large sale units, maximum prices for such large sale units shall be the maximum prices for small sale units listed in Column A of the applicable Table reduced by the customary discount granted during March 1942, by the seller to purchasers of the same class on sales of the same quantity.

2. Section 5 is amended to read as follows:

SEC. 5. *New sellers.* In addition to the requirements for delivery as set forth in section 4, a seller who was not engaged in the retail sale of hard building materials during March 1942, must

(a) Grant the "customary discount" on large sale units, discounts for cash, and such further discounts, allowances, differentials, and terms as were in effect during March 1942, for his most closely competitive seller of the same class, and

(b) Use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

3. Section 6 (b) is amended to read as follows:

(b) Every seller covered by this order shall give to the purchaser an invoice, sales slip, receipt, or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in sufficient detail to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of \$5.00, the seller shall not be required to furnish such evidence of purchase unless specifically requested to do so by the purchaser. The seller shall prepare the invoices, sales slips, receipts, or other evidences of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

4. Section 8 is amended to read as follows:

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post in his customary place of business, in a manner plainly visible to



all purchasers, a copy of the Appendix applicable to the area in which that place of business is located. "Customary place of business" means the location where the materials are generally stored and available for delivery.

5. Appendix A, Table I is hereby revoked and Appendix A, Table I, attached to and made a part of this amendment, is substituted therefor.

6. Appendix B, Table I, attached to and made a part of this amendment, is added to and made a part of Order No. G-3 under General Order No. 68.

This amendment shall become effective June 3d, 1946.

Issued this 3d day of June 1946.

ELDON C. SHoup,  
Regional Administrator.

APPENDIX A<sup>1</sup>

TABLE I—FREE DELIVERY ZONE PRICES FOR SMALL QUANTITY AND LARGE QUANTITY SALES

Area covered. The State of New Hampshire south of a line formed by the southern boundaries of the following towns: Effingham, Ossipee, Tuftonboro, Laconia, Sanborn-ton, Andover, Sutton, Newbury, Newport and Claremont, the aforementioned towns being excluded from the area covered by this Appendix.

Item No.	Description of commodity	A Small scale		B Large scale		Item No.	Description of commodity	A Small scale		B Large scale	
		Unit	Price	Unit	Price			Unit	Price	Unit	Price
1	Plaster, hard wall.....	100-lb. bag.....	\$1.13	Ton.....	\$19.50	19	Fibre insulation board, 1/2" std. lath and board.	Sq. ft.....	\$0.05	1,000 sq. ft.....	\$45.00
2	Plaster, gauging.....	100-lb. bag.....	1.55	Ton.....	29.50	20	Fibre insulation board, 2 1/2" asphalt sheathing.	Sq. ft.....	.07	1,000 sq. ft.....	69.00
3	Keene's cement.....	100-lb. bag.....	2.25	Customary discount		21	Asbestos cement siding, 12", 24", or 27".	Square.....	7.65	Customary discount	
4	Finishing lime.....	50-lb. bag.....	.75	Ton.....	26.00	22	Thermal insulation blankets, paper backed thick.	Sq. ft.....	.07	1,000 sq. ft.....	65.00
5	Gypsum lath 3/8".....	Sq. ft.....	.03	1,000 sq. ft.....	29.25	23	Thermal insulation blankets, paper backed medium.	Sq. ft.....	.05 1/2	4,000 sq. ft.....	50.00
6	Metal lath 2.5, painted diamond mesh.	Sq. yd.....	.25	Customary discount		24	Thermal insulation blankets, paper backed single.	Sq. ft.....	.05	1,000 sq. ft.....	45.00
7	Metal lath 2.75, flat rib painted.	Sq. yd.....	.29	Do.		25	Thermal insulation batts, full thick.	Sq. ft.....	.06 1/2	1,000 sq. ft.....	60.00
8	Metal lath, corner bead expanded type.	Lin. ft.....	.04	Do.		26	Thermal insulation batts, 2" thick.	Sq. ft.....	.05 1/2	1,000 sq. ft.....	50.00
9	Portland cement (paper).....	94# bag.....	.85	20-94# bags.....	.80	27	Thermal insulation loose plain.	35# bag.....	1.05	Ton.....	52.50
10	Masonry mortar (paper).....	70# bag.....	.80	Customary discount		28	Thermal insulation loose plain.	40# bag.....	1.20	Ton.....	52.50
11	Mason's hydrated lime.....	50# bag.....	.60	Do.		29	Thermal insulation nodulated.	35# bag.....	1.25	Customary discount	
12	Concrete block, 8 x 8 x 16, cinder.	Each.....	.25	Do.		30	Thermal insulation nodulated.	40# bag.....	1.50	Do.	
13	Gypsum wallboard 3/8".....	Sq. ft.....	.04	1,000 sq. ft.....	35.00						
14	Asphalt roofing 90#.....	Roll.....	2.78	Customary discount							
15	Asphalt or tarred felt 15#.....	Roll (432").....	2.82	Do.							
16	Asphalt or tarred felt 30#.....	Roll (216").....	2.82	Do.							
17	Asphalt shingles, 210# (3-in-1 thick butt).	Square.....	5.87	Do.							
18	Asphalt shingles, 165# 2 tab hexagon.	Square.....	4.82	Do.							

<sup>1</sup> As amended by Amendment No. 1, June 3rd, 1946.

## APPENDIX B

TABLE I—FREE DELIVERY ZONE PRICES FOR SMALL QUANTITY AND LARGE QUANTITY SALES

Area covered. The State of New Hampshire north of a line formed by the southern boundaries of the following towns: Effingham, Ossipee, Tuftonboro, Laconia, Sanborn-ton, Andover, Sutton, Newbury, Newport and Claremont, the aforementioned towns being included within the area covered by this Appendix.

Item No.	Description of commodity	A Small scale		B Large scale		Item No.	Description of commodity	A Small scale		B Large scale	
		Unit	Price	Unit	Price			Unit	Price	Unit	Price
1	Plaster hard wall.....	100# bag.....	\$1.13	Ton.....	\$19.50	19	Fibre insulation board, 1/2" std. lath and board.	Sq. ft.....	\$0.05	1,000 sq. ft.....	\$45.00
2	Plaster, gauging.....	100# bag.....	1.63	Ton.....	31.00	20	Fibre insulation board, 2 1/2" asphalt sheathing.	Sq. ft.....	.07	1,000 sq. ft.....	69.00
3	Keene's Cement.....	100# bag.....	2.25	Customary discount		21	Asbestos cement siding, 12", 24", or 27".	Square.....	8.00	Customary discount	
4	Finishing lime.....	50# bag.....	.75	Ton.....	26.00	22	Thermal insulation blankets, paper backed thick.	Sq. ft.....	.07	1,000 sq. ft.....	65.00
5	Gypsum lath 3/8".....	Sq. ft.....	.03	1,000 sq. ft.....	29.25	23	Thermal insulation blankets, paper backed medium.	Sq. ft.....	.05 1/2	1,000 sq. ft.....	50.00
6	Metal lath 2.5, painted diamond mesh.	Sq. yd.....	.25	Customary discount		24	Thermal insulation blankets, paper backed single.	Sq. ft.....	.05	1,000 sq. ft.....	45.00
7	Metal lath 2.75, flat rib painted.	Sq. yd.....	.29	Do.		25	Thermal insulation batts, full thick.	Sq. ft.....	.06 1/2	1,000 sq. ft.....	60.00
8	Metal lath, corner bead expanded type.	Lin. ft.....	.04	Do.		26	Thermal insulation batts, 2" thick.	Sq. ft.....	.05 1/2	1,000 sq. ft.....	50.00
9	Portland cement (paper).....	94# bag.....	.85	20-94# bags.....	.80	27	Thermal insulation loose plain.	35# bag.....	1.05	Ton.....	52.50
10	Masonry mortar (paper).....	70# bag.....	.80	Customary discount		28	Thermal insulation loose plain.	40# bag.....	1.20	Ton.....	52.50
11	Mason's hydrated lime.....	50# bag.....	.60	Do.		29	Thermal insulation nodulated.	35# bag.....	1.25	Customary discount	
12	Concrete block, 8 x 8 x 16 cinder.	Each.....	.25	Do.		30	Thermal insulation nodulated.	40# bag.....	1.50	Do.	
13	Gypsum wallboard 3/8".....	Sq. ft.....	.04	1,000 sq. ft.....	35.00						
14	Asphalt roofing 90#.....	Roll.....	3.03	Customary discount							
15	Asphalt or tarred felt 15#.....	Roll (432").....	2.97	Do.							
16	Asphalt or tarred felt 30#.....	Roll (216").....	2.97	Do.							
17	Asphalt shingles, 210# (3-in-1 thick butt).	Square.....	6.32	Do.							
18	Asphalt shingles, 165# 2 tab hexagon.	Square.....	5.27	Do.							

[F. R. Doc. 46-11358; Filed, June 27, 1946; 5:00 p. m.]

[Region II Order G-3 Under MPR 592]

# READY MIXED CONCRETE IN BUFFALO, N. Y., METROPOLITAN AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator, Region II

of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, by section 17 of MPR 592 as amended and by Revised Procedural Regulation No. 1, It is ordered, That:

(a) On and after the effective date of this order, the maximum prices of ready mixed concrete produced and sold in the Buffalo New York Metropolitan Area,

consisting of the City of Buffalo and the area including any point within 25 miles from any point in the city limits of Buffalo, all in the State of New York, are fixed and adjusted as set forth in Schedule A hereto annexed and made a part of this order. Schedule A also sets forth delivery conditions, terms of sale, discounts and differentials.



(b) Every seller making sales covered by this order shall post a copy of Schedule A annexed to this order in each of his places of business in the territory covered by this order.

(c) On any sale of \$25 or more of ready mixed concrete covered by this order, each seller, regardless of previous custom, must give the purchaser a receipt showing the date, name and address of the seller, a description of each item sold, and the price received for each item, and must preserve a duplicate of such sales slip at his place of business and make the same available for inspection by representatives of the Office of Price Admin-

istration so long as the Emergency Price Control Act of 1942 as amended, remains in effect.

(d) Where a sales slip, required under the provisions of paragraph (c) of this order does not contain a sufficiently complete description to identify the type of mix and the nature of the aggregate and thus determine the maximum price under Schedule A of this order, the maximum price applicable to such sale shall be the maximum price of the lowest priced type of mix and aggregate listed in said Schedule, to which the incomplete description could apply. In the absence of any description, the maximum

price shall be the lowest price that can be computed under Schedule A.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) This order may be revoked or amended at any time by the Regional Administrator or the Price Administrator.

(g) All prayers of the applications not granted herein are denied.

This order shall become effective immediately.

Issued this 11th day of June 1946.

JAMES L. MEADER,  
Regional Administrator.

#### SCHEDULE A

All prices are per cubic yard f. o. b. Plant.

#### GROUT

Additional charges									Additional charges								
Col. I	Col. II	Col. III	Col. IV		Col. V		Col. VI	Col. VII	Col. I	Col. II	Col. III	Col. IV		Col. V		Col. VI	Col. VII
Mix	Regular mix	Water proofing hy-lime	Hi early cement	2 percent	Calcium chloride		Pozz.	Hi early Pozz.	Mix	Regular mix	Water proofing hy-lime	Hi early cement	2 percent	Calcium chloride		Pozz.	Hi early Pozz.
					3 percent	4 percent								3 percent	4 percent		
1-1	\$9.05	\$2.12	\$2.34	\$0.69	\$0.96	\$1.22	\$1.55	\$2.12	1-3½	\$5.43	\$0.96	\$1.16	\$0.39	\$0.52	\$0.62	\$0.70	\$0.95
1-1½	7.83	1.75	1.95	.59	.82	1.03	1.28	1.75	1-4	5.20	.90	1.11	.38	.50	.60	.66	.89
1-2	7.44	1.59	1.80	.56	.75	.96	1.18	1.59	1-4½	4.98	.83	1.04	.37	.46	.58	.59	.82
1-2½	6.71	1.36	1.57	.50	.67	.84	1.00	1.35	1-5	4.76	.75	.95	.35	.46	.56	.55	.75
1-3	5.97	1.11	1.32	.43	.57	.71	.82	1.11									

#### BAG MIXES

4 bags	\$4.49	\$0.64	\$0.85	\$0.32	\$0.39	\$0.48	\$0.47	\$0.64	6	\$5.49	\$0.93	\$1.17	\$0.39	\$0.52	\$0.62	\$0.95
4½	4.75	.70	.93	.34	.43	.52	.53	.72	6½	5.75	.96	1.25	.41	.64	.67	1.04
5	4.97	.76	1.01	.36	.46	.56	.58	.80	7	6.00	1.01	1.32	.43	.68	.71	1.11
5½	5.24	.85	1.09	.37	.48	.58	.65	.88								

#### STRENGTH MIXES

1500#	\$4.34	\$0.52	\$0.80	\$0.31	\$0.38	\$0.46	\$0.43	\$0.58	5000#	\$6.12	\$0.96	\$1.37	\$0.46	\$0.58	\$0.73	\$0.85	\$1.16
2000#	4.62	.56	.90	.33	.41	.50	.49	.68	5500#	6.44	1.06	1.45	.48	.64	.80	.93	1.27
2500#	4.85	.64	.96	.35	.44	.54	.55	.75	6000#	6.86	1.17	1.61	.51	.64	.86	1.03	1.40
3000#	5.13	.70	1.06	.37	.48	.58	.60	.85	6500#	7.14	1.24	1.70	.53	.71	.90	1.09	1.48
3500#	5.34	.76	1.12	.39	.50	.60	.67	.91	7000#	7.47	1.32	1.80	.56	.75	.96	1.17	1.59
4000#	5.56	.82	1.20	.40	.52	.65	.71	.98	7500#	5.83	.89	1.27	.42	.56	.69	.77	1.05
4500#	5.83	.89	1.27	.42													

#### WASHED MATERIAL MIXES

1-1-1½	\$7.53	\$1.45	\$1.83	\$0.56	\$0.75	\$0.96	\$1.23	\$1.66	1-2½-4	\$4.65	\$0.70	\$0.93	\$0.34	\$0.43	\$0.52	\$0.53	\$0.72
1-1-2	6.67	1.28	1.62	.52	.69	.88	1.03	1.41	1-2½-4½	4.62	.67	.89	.33	.41	.50	.50	.69
1-1½-3	5.63	.94	1.23	.41	.54	.67	.73	1.01	1-2½-5	4.49	.64	.85	.32	.39	.48	.47	.64
1-2-2	5.94								1-3-4	4.60	.67	.89	.32	.39	.48	.46	.67
1-2-3	5.37	.89	1.12	.39	.50	.62	.67	.91	1-3-5	4.42	.60	.82	.31	.38	.46	.43	.59
1-2-3½	5.10	.80	1.05	.37	.48	.58	.60	.83	1-3-6	4.22	.56	.76	.30	.37	.43	.42	.57
1-2-4	4.94	.74	1.00	.35	.41	.54	.57	.78	1-4-7	3.91	.49	.67	.26	.32	.37	.33	.44
1-2½-3½	4.91	.75	.98	.35	.41	.54	.56	.77	1-4-8	3.82	.46	.62	.26	.32	.37	.31	.41

#### CONGLOMERATE MIXES

1-4	\$5.59	\$0.83	\$1.20	\$0.40	\$0.53	\$0.65	\$0.72	\$0.56	1-7	\$4.39	\$0.50	\$0.82	\$0.30	\$0.38	\$0.46	\$0.43	\$0.59
1-4½	5.30	.74	1.10	.38	.50	.60	.66	.89	1-8	4.18	.44	.74	.30	.37	.42	.38	.53
1-5	5.13	.68	1.03	.37	.48	.58	.59	.82	1-9	4.02	.40	.68	.28	.34	.39	.37	.51
1-5½	4.83	.62	.95	.35	.49	.53	.54	.73	1-10	3.87	.36	.65	.26	.32	.37	.32	.43
1-6	4.67	.57	.86	.33	.41	.50	.49	.67	1-11	3.75	.33	.60	.25	.31	.35	.29	.39
1-6½	4.52	.53	.85	.32	.39	.48	.47	.64	1-12	3.65	.30	.57	.25	.31	.35	.26	.37

#### FLOOR TOPPING MIXES

1-1-1	\$8.64	\$1.64	\$2.17	\$0.65	\$0.90	\$1.13	\$1.43	\$1.96	1-1.5-2.0	\$6.53	\$1.07	\$1.49	\$0.48	\$0.65	\$0.80	\$0.94	\$1.29
1-1-1½	7.72	1.41	1.80	.58	.79	1.01	1.22	1.67	1-1.5-2¼	6.30	1.02	1.43	.46	.60	.75	.88	1.21
1-1-1¾	7.40	1.31	1.78	.56	.75	.94	1.14	1.57	1-1.5-2½	6.13	.92	1.36	.44	.58	.73	.85	1.14
1-1-2	7.09	1.23	1.68	.52	.71	.90	1.08	1.47	1-1.5-2¾	5.94	.92	1.31	.43	.57	.71	.80	1.10
1-1.3-2.0	6.60	1.09	1.52	.49	.65	.80	.94	1.32	1-1.8-2.7	5.77	.90	1.26	.41	.54	.67	.76	1.04
1-1.5-1.5	7.00	1.07	1.65	.52	.69	.88	1.05	1.43	1-2-4	5.07	.69	1.02	.37	.48	.58	.69	.82
1-1.4-2.1	6.82	1.20	1.49	.48	.65	.80	.94	1.29									

#### CITY PAVING MIX

#40# Cement-3680# AGG	\$4.24	\$0.60	\$0.82	\$0.31	\$0.38	\$0.44	\$0.43	\$0.58
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## READY MIXED CONCRETE

Bags per cubic yard	Proportion by volume	Maximum prices	Bags per cubic yard	Proportion by volume	Maximum prices
		Per cubic yard			Per cubic yard
SLAG MIXES			SLAG MIXES—continued		
4.0.....	1-3-6.....	\$4.66	6.5.....	1-2-3¼.....	5.88
5.0.....	1-2½-5.....	5.14	7.0.....	1-2-3.....	6.10
5.09.....	1-2½-4½.....	5.22			
5.5.....	1-2½-4.....	5.41	GROUT MIXES		
5.78.....	1-2-4.....	5.50	12.0.....	1-2.....	8.27
6.0.....	1-2½-3½.....	5.62	10.0.....	1-3.....	7.31
6.3.....	1-2-3½.....	5.80	8.0.....	1-4.....	6.36
			7.0.....	1-5.....	5.88

When High Early Strength cement is used in place of regular portland cement in these two groups of slag and grout mixes, these prices are subject to an additional charge of 32 cents per sack of cement used.

All prices are f. o. b. plant prices.

Terms of sales for all ready mixed concrete with the exception of Slag mixes and the following grout mixes, 2%—15 days or 30 days net.

Grout mixes, bags per cu. yd.:	Prop. by volume
12.0.....	1:2
10.0.....	1:3
8.0.....	1:4
7.0.....	1:5

Terms of sales for slag mixes and the following grout mixes, 25 cents discount per cubic yard for cash or payment within 15 days.

Grout mixes, bags per cu. yd.:	Prop. by volume
12.0.....	1:2
10.0.....	1:3
8.0.....	1:4
7.0.....	1:5

The following additional charges as listed below may be made for delivery.

A charge of \$1.63 per cu. yard may be added to the yard price if the material is loaded on the customer's truck, or if it is delivered up to and including one mile from the producing plant.

For deliveries beyond one mile the charges are as follows: Per cu. yd.

2 miles.....	\$1.73	17 miles.....	\$3.66
3 miles.....	1.84	18 miles.....	3.76
4 miles.....	1.95	19 miles.....	3.92
5 miles.....	2.06	20 miles.....	4.03
6 miles.....	2.17	21 miles.....	4.19
7 miles.....	2.33	22 miles.....	4.29
8 miles.....	2.44	23 miles.....	4.45
9 miles.....	2.60	24 miles.....	4.56
10 miles.....	2.70	25 miles.....	4.72
11 miles.....	2.86	26 miles.....	4.82
12 miles.....	2.97	27 miles.....	4.98
13 miles.....	3.13	28 miles.....	5.09
14 miles.....	3.23	29 miles.....	5.25
15 miles.....	3.39	30 miles.....	5.35
16 miles.....	3.50		

The distance is defined as the distance from the producing plant to the point of delivery. All customary discounts and differentials must be maintained.

[F. R. Doc. 46-11352; Filed, June 27, 1946; 4:58 p. m.]

[Raleigh Order G-2 Under Gen. Order 68]

#### STRUCTURAL CLAY PRODUCTS IN NORTH CAROLINA AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Raleigh, North Carolina District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

**SECTION 1. What this order covers.** This order covers all retail sales by any seller of the commodities specified in this order delivered to a purchaser in the North Carolina area.

The North Carolina area, for the purpose of this order, consists of the area located in all counties in the State of North Carolina (except the Townships of Kennekeet and Hatteras in Dare County and the Township of Ocracoke in Hyde County).

**SEC. 2. Description of items covered by this order.** This order covers the certain structural clay products set forth in the annexed Table I, or any later revision thereof. Other related items may be added from time to time by amendment without reference being made to this section.

**SEC. 3. Definitions.** (a) "Retail sales", as used in this order, means a sale to an ultimate consumer or to any person for resale on an installed basis within the meanings of section 1 (b) of Revised Maximum Price Regulation No. 251.

(b) "Common clay building brick", as used in this order, means all clay building brick of the sizes and qualities commonly accepted by the trade as such—other than select brick, Grade A face brick, and Grade B face brick. For the purpose of this order, any clay building brick sold where the seller does not describe such as a particular grade or type other than common clay building brick upon his sales slip, invoice, or other records, shall be common clay building brick.

(c) "Sold on a delivered basis", as used in this order, means a sale of the structural clay product which includes the cost of delivery being borne by the seller to the point designated by the purchaser at which the same will be incorporated into a building, house, or any other structure.

**SEC. 4. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or Maximum Price Regulation No. 592 or orders thereunder, depending upon the seller involved, shall apply to sales covered by this order.

**SEC. 5. Maximum prices.** No seller subject to this order may sell or deliver, or offer or agree to sell or deliver, a com-

modity covered by this order at prices higher than the maximum prices set by this order. The maximum prices for structural clay products covered by this order are set forth in Table I, which is annexed to and made a part of this order. Such maximum prices are subject to the provisions of section 6 of this order.

**SEC. 6. Terms and discounts.** Each seller subject to this order must maintain the terms and discounts on sales as are set forth in Table I.

**SEC. 7. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of Table I, as amended from time to time, which lists the maximum prices fixed by this order, in each of his places of business in the area covered by this order in a manner plainly visible to and in such manner that it may be read by all purchasers.

**SEC. 8. Sales slips and records.** Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request by a purchaser, a seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, a complete description including grade; such as, Common, Select, Grade A face, or Grade B face, etc., of each item sold whether delivered or non-delivered and the price received for it. If he customarily prepared sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale each seller, regardless of previous custom, must keep records for inspection by any authorized representative of the Office of Price Administration during normal business hours, which records must show at least the following:

- (1) Name and address of the purchaser.
- (2) Date of transaction.
- (3) Whether delivered or non-delivered and place of delivery, if delivered.
- (4) For all sales delivered by truck other than one operated by or for the seller, the truck owner's name and address, the license number and state of issuance must be kept.
- (5) Complete description including grade, such as: Common, Select, Grade A face, Grade B face, etc., of each item sold and the price charged.

**SEC. 9. Enforcement provisions.** On and after the effective date of this order, any person covered by this order who sells or delivers or offers to sell or de-



liver, at a price higher than the maximum price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. Since the maximum prices of all sellers making sales of certain structural clay products on a delivered basis have been adjusted to cover increased delivery costs and is conditioned upon sellers making delivery when requested; it shall be an evasion for a seller who has, within the preceding thirty days, made any sale of a particular structural clay product on a delivered basis at a price higher than his maximum price before the adjustment under Order G-1 under MPR 592, to refuse to make a sale of that particular structural clay product on a delivered basis, f. o. b. plant, or carload destination basis, as requested by any purchaser.

**Sec. 10. Petitions for amendment.** Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, a copy of which will be furnished upon request.

**Sec. 11. Amendment.** This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-2 shall become effective April 29, 1946.

Issued this 29th day of April 1946.

THEODORE S. JOHNSON,  
District Director.

TABLE I—BRICK, COMMON CLAY BUILDING

Kind of sale	Maximum price per 1,000	Discount to contractors per 1,000	Terms, cash, or payment by tenth of following month, per 1,000
F. o. b. plant	\$20.00	\$1.00	\$0.50
Carload, delivered to destination	20.00	1.00	.50
Sold on delivered basis	25.75	1.00	.50

[F. R. Doc. 46-11366; Filed, June 27, 1946; 5:02 p. m.]

[Newark Adopting Order 40 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

HARD MASON MATERIALS IN HUDSON, UNION, ESSEX, BERGEN AND PASSAIC COUNTIES, N. J.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Ad-

ministrator to the District Director, Newark District Office; *It is hereby ordered:*

1. Adopting Order No. 40 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out Schedule A annexed to said order and inserting in place thereof Revised Schedule A hereto annexed, and made a part of this amendment and of said adopting order.

2. Except as hereby amended, Adopting Order No. 40 under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same and all provisions thereof remain in full force and effect.

3. This amendment shall become effective immediately.

Issued this 20th day of June 1946.

R. J. TERRANT,  
District Director.

REVISED SCHEDULE A

Item	Maximum yard price	Maximum delivered price <sup>1</sup>
1. Plaster hard wall neat	\$0.85 (100 lb.)	\$0.90 (100 lb.)
2. Plaster hard wall sanded	\$0.75 (100 lb.)	\$0.80 (100 lb.)
3. Plaster gauging	\$0.75 (350 lb.)	\$0.80 (50 lb.)
4. Plaster gauging	\$1.35 (100 lb.)	\$1.40 (100 lb.)
5. Keene's cement	\$2.15 (100 lb.)	\$2.25 (100 lb.)
6. Finishing lime	\$0.60 (50 lb.)	\$0.65 (50 lb.)
7. Gypsum lath 3/8"	\$24.00 (M sq. ft.)	\$25.00 (M sq. ft.)
8. Metal lath 2.5 lb. (copper bearing) painted diamond mesh	\$0.25 (sq. yd.) full bundles	\$0.25 (sq. yd.) full bundles
9. Metal lath 2.5 lb. (copper bearing) painted diamond mesh	\$0.30 (sq. yd.) broken bundles	\$0.30 (sq. yd.) broken bundles
10. Metal lath 3.4 lb. painted diamond mesh	\$0.30 (sq. yd.)	\$0.30 (sq. yd.)
11. Metal lath 2.75 lb. flat rib painted	\$0.27 (sq. yd.)	\$0.27 (sq. yd.)
12. Metal lath corner bead expanded type and standard type	\$0.035 (lin. ft.) full bundles	\$0.035 (lin. ft.) full bundles
13. Metal lath corner bead expanded type and standard type	\$0.05 (lin. ft.) broken bundles	\$0.05 (lin. ft.) broken bundles
14. Metal lath corner rite 2 x 2	\$0.02 (lin. ft.)	\$0.02 (lin. ft.)
15. Metal lath corner rite 3 x 3	\$0.03 (lin. ft.)	\$0.03 (lin. ft.)
16. Portland cement	\$0.75 (bag 94 lb.)	\$0.80 (bag 94 lb.)
17. Portland cement, white	\$2.20 (bag 94 lb.)	\$2.25 (bag 94 lb.)
18. Portland cement (hi-early)	\$0.90 (bag 94 lb.)	\$0.95 (bag 94 lb.)
19. Masonry mortar	\$0.65 (bag 65 lb.)	\$0.70 (bag 65 lb.)
20. Mason's hydrated lime (pressure)	\$0.55 (bag 50 lb.)	\$0.60 (bag 50 lb.)
21. Mason's hydrated lime (common)	\$0.45 (bag 50 lb.)	\$0.50 (bag 50 lb.)
22. Waterproof cement (gray)	\$0.95 (bag 100 lb.)	\$1.00 (bag 100 lb.)
23. Hollow building tile, partition 4 x 12 x 12	\$0.13 (each)	\$0.14 (each)
24. Fire brick 9"—moderate heat duty	\$86.00 (per M)	\$91.00 (per M)
25. Fire brick 9"—moderate heat duty	\$0.091 (each)	\$0.096 (each)
26. Fire clay	\$1.30 (bag 100 lb.)	\$1.35 (bag 100 lb.)
27. Clay drain tile—3"	\$0.09 (lin. ft.)	\$0.09½ (lin. ft.)
28. Clay drain tile—4"	\$0.10 (lin. ft.)	\$0.10½ (lin. ft.)
29. Vitriified clay sewer pipe 4"	\$0.20 (lin. ft.)	\$0.22 (lin. ft.)
30. Vitriified clay sewer pipe 6"	\$0.29 (lin. ft.)	\$0.31 (lin. ft.)
31. Flue lining 8½ x 8½	\$0.38 (lin. ft.)	\$0.41 (lin. ft.)
32. Flue lining 8½ x 13	\$0.57 (lin. ft.)	\$0.61 (lin. ft.)
33. Flue lining 13 x 13	\$0.74 (lin. ft.)	\$0.82 (lin. ft.)
34. Flue lining 8" round	\$0.44 (lin. ft.)	\$0.47 (lin. ft.)
35. Flue lining 10" round	\$0.65 (lin. ft.)	\$0.71 (lin. ft.)
36. Flue lining 12" round	\$0.82 (lin. ft.)	\$0.90 (lin. ft.)
37. Plaster board 32 x 36½"	\$0.24 (each)	\$0.25 (each)
38. Plaster board 32 x 36½"	\$0.24 (each)	\$0.25 (each)
39. Gypsum wallboard 3/8"	\$40.00 (per M sq. ft.)	\$45.00 (per M sq. ft.)
40. Gypsum lath (manufactured by the Newark Plaster Co., South Kearny, N. J.)	\$27.25 (M sq. ft.)	\$28.25

<sup>1</sup> On delivered sales of \$10.00 or less, a delivery charge of 10% of the total amount of the sale may be made.

[F. R. Doc. 46-11366; Filed, June 27, 1946; 5:03 p. m.]

[Wilmington Adopting Order 16 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

HARD MASON MATERIALS IN WILMINGTON, DEL., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Wilmington District Office, *It is hereby ordered:*

1. Adopting Order No. 16 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out Schedule A an-

nexed to and made a part of said order, and inserting in place thereof, Revised Schedule A, hereto attached and made a part of this amendment and of said adopting order.

2. Adopting Order No. 16 under Basic Order No. 1 as amended under General Order 68 as amended, is further amended by inserting after the words "section 7" in said order, the letter "(a)", and adding to section 7 of said order, a subparagraph designated (b), reading as follows:

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Sched-



ule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

3. Except as hereby amended, Adopting Order No. 16 under Basic Order No. 1 as amended, under General Order 68

as amended, shall remain the same and all provisions thereof remain in full force and effect.

4. This amendment shall become effective immediately.

Issued this 17th day of June 1946.

CHARLES W. HARDESTY,  
District Director.

## REVISED SCHEDULE A

Item	Maximum prices to purchasers for resale on an installed basis (this includes contractors)	Maximum prices to ultimate users (this includes consumers)
Plaster, hard wall.....	\$15.25 (ton) CL..... \$17.40 (ton) LCL..... \$16.90 (ton) yard.....	\$1.62 (bag 100 lb.)..... \$17.90 (ton) yard.....
Plaster, gauging.....	\$27.40 (ton)..... \$26.90 (ton) yard.....	\$28.46 (ton)..... \$27.20 (ton) yard..... \$1.62 (bag 100 lb.) yard.....
Plaster, moulding.....	\$27.40 (ton)..... \$26.90 (ton) yard.....	\$28.40 (ton)..... \$27.90 (ton) yard.....
Keene's cement.....	\$40 (ton)..... \$39.50 (ton) yard.....	\$42 (ton)..... \$41.50 (ton) yard..... \$2.30 (bag 100 lb.) yard..... \$0.70 (bag 50 lb.).....
Finishing lime.....	\$17.80 (ton) CL..... \$20 (ton) LCL..... \$19.50 (ton) yard.....	\$21 (ton)..... \$20.50 (ton) yard.....
Gypsum lath 3/8".....	\$24.25 (over 10,000 ft.)..... \$24.75 (2,000-10,000 ft.)..... \$26.25 (under 2,000 ft.).....	\$24.25 (over 10,000 ft.)..... \$24.75 (2,000-10,000 ft.)..... \$26.25 (under 2,000 ft.).....
Metal lath 2.5 lb. painted diamond mesh.....	\$0.21 (over 200 yds.)..... \$0.23 (under 200 yds.).....	\$0.23 (over 200 yds.)..... \$0.25 (under 200 yds.).....
Metal Lath 2.5 lb. galvanized.....	\$0.27 (sq. yd.).....	\$0.31 (sq. yd.).....
Metal 3.4 lb.....	\$0.24 (over 200 yds.).....	\$0.27 (over 200 yds.).....
Metal 3.4 lb. painted diamond mesh.....	\$0.26 (under 200 yds.)..... \$0.03 (1,000 ft. and over).....	\$0.29 (under 200 yds.)..... \$0.04 (under 300 ft.).....
Metal Lath, corner bead expanded type.....	\$0.03 1/2 (300-1,000 ft.)..... \$2.60 (barrel).....	\$2.75 (barrel)..... \$4.25 (barrel).....
Masonry Mortar (paper sacks).....	\$3.80 (barrel).....	\$1.20 (bag 100 lb.).....
Waterproof cement, (gray).....	\$3.70 (barrel) yard..... \$0.25 (over 200 yds.).....	\$4.15 (barrel) yard..... \$0.30 (sq. yd.).....
Metal Lath 2.75 lb. flat rib painted.....	\$0.27 (under 200 yds.)..... \$14.00 (ton).....	\$15.00 (ton)..... \$0.55 (bag 50 lb.).....
Mason's hydrated lime.....	\$13.50 (ton) yard.....	\$14.50 (ton) yard..... \$3.30 (barrel).....
Portland cement standard (paper bags).....	\$2.67 (barrel) CL..... \$3.10 (barrel) LCL..... \$3.05 (barrel) yard.....	\$0.85 (bag 100-lb.)..... \$3.25 (barrel) yard..... \$98.72 (over 1,000).....
Fire brick 9" straight first quality.....	\$93.67 (over 1,000).....	\$103.72 (under 1,000).....
Fire clay.....	\$1.55 (bag 100-lb.).....	\$1.55 (bag 100-lb.).....
Clay drain tile:		
3".....	\$0.0924 (ft.).....	\$0.1024 (ft.).....
4".....	\$0.1136 (ft.).....	\$0.1236 (ft.).....
6".....	\$0.1872 (ft.).....	\$0.1972 (ft.).....
Gypsum wallboard 3/8".....	\$42.50 (over M sq. ft.).....	\$47.50 (under 1,000 sq. ft.).....
Asphalt roofing, 90-lb. min. sur.....	\$2.62 (10-50 rolls).....	\$2.72 (1-10 rolls).....
Asphalt or tarred felt:		
15 lb.....	\$2.45 (10-50 rolls).....	\$2.55 (1-10 rolls).....
30 lb.....	\$2.42 (10-50 rolls).....	\$2.52 (1-10 rolls).....
Asphalt shingles 210 lb. (3 in 1) thick butt.....	\$6.53 (10-50 squares).....	\$6.83 (1-9 squares).....
Asphalt shingles, 165 lb., 2 tab hexagon.....	\$5.09 (10-50 squares).....	\$5.34 (1-9 squares).....
Vitrified clay sewer pipe:		
No. 18S-4".....	\$0.175 (ft.).....	\$0.185 (ft.).....
No. 18S-6".....	\$0.2625 (ft.).....	\$0.2825 (ft.).....
Flue lining:		
9 x 9.....	\$0.36 (ft.).....	\$0.385 (ft.).....
9 x 13.....	\$0.545 (ft.).....	\$0.58 (ft.).....
13 x 13.....	\$0.687 (ft.).....	\$0.722 (ft.).....
Asbestos cement siding 12 x 24 or 27", standard colors.....	\$7.65 (per sq. over 10 squares).....	\$8.05 (per sq. 1-10 squares).....
Fiber insulation board 1/2" standard lath and board.....	\$50.00 (M sq. ft., 5,000 sq. ft. and over).....	\$50.00 (M sq. ft., 5,000 sq. ft. and over).....
Fiber insulation board 1/2" standard lath and board.....	\$52.50 (M sq. ft., 2,000-5,000 sq. ft.).....	\$52.50 (M sq. ft., 2,000-5,000 sq. ft.).....
Fiber insulation board 1/2" standard lath and board.....	\$55.00 (M sq. ft., under 2,000 sq. ft.).....	\$55.00 (M sq. ft., under 2,000 sq. ft.).....
Fiber insulation board 3/4" asphalt sheathing.....	\$61.40 (M sq. ft., over 4,000 sq. ft.).....	\$61.40 (M sq. ft., over 4,000 sq. ft.).....
Fiber insulation board 3/4" asphalt sheathing.....	\$66.40 (M sq. ft., 2,000-4,000 sq. ft.).....	\$66.40 (M sq. ft., 2,000-4,000 sq. ft.).....
Fiber insulation board 3/4" asphalt sheathing.....	\$71.40 (M sq. ft., under 2,000 sq. ft.).....	\$71.40 (M sq. ft., under 2,000 sq. ft.).....
Standard density synthetic fiber board 3/8" (4 x 8).....	\$0.04 1/2 (sq. ft.).....	\$0.05 (sq. ft.).....
Hard density synthetic fiber board 1/8" tempered (standard size).....	\$0.08 3/4 (sq. ft.).....	\$0.09 1/4 (sq. ft.).....
Thermal insulation-batts (paper backed) 4" thick.....	\$0.06 1/4 (sq. ft.).....	\$0.06 3/4 (sq. ft.).....

[F. R. Doc. 46-11367; Filed, June 27, 1946; 5:02 p. m.]

[Region V Order G-4 Under MPR 592, Amdt. 1]

SAND IN CLAY AND JACKSON COUNTIES, MO., AND JOHNSON AND WYANDOTTE COUNTIES, KANS.

For the reasons set forth in the opinion issued simultaneously herewith and

under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and sections 17 and 23 of Maximum Price Regulation 592, It is hereby ordered;

That the above-referenced Order G-4, issued on June 7, 1946 and effective June 14, 1946, shall be amended as follows: Said order shall be effective on July 14, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law No. 383, 78th Cong.; E. O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 20th day of June 1946.

W. A. ORTH,  
Regional Administrator.

[F. R. Doc. 46-11364; Filed, June 27, 1946; 5:02 p. m.]

[Raleigh Order G-3, Under Gen. Order 68]

HARD BUILDING MATERIALS IN RALEIGH, N. C., DISTRICT TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Raleigh, North Carolina District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller, except as hereinafter provided, of the commodities specified in this order delivered to a purchaser in the "Raleigh District Trade Area."

The "Raleigh District Trade Area" for the purpose of this order consists of the following area: That area located in the counties of Mitchell, Yancey, Buncombe, Madison, Henderson, Transylvania, Haywood, Swain, Jackson, Macon, Clay, Graham, and Cherokee, North Carolina.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate consumer or to any person for resale on an installed basis within the meaning of section 1 (b) of Revised Maximum Price Regulation No. 251; except, this order shall not apply to a sale made by an "applicator." An applicator means a contractor engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed Table I. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order, except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for hard building materials covered by this order are set forth in Table I which is annexed to and made a part of this order. No person subject to this order may charge more than the



maximum price herein provided. Lower prices may, of course, be charged. Such maximum prices are subject to provisions of section 6 of this order.

**SEC. 6. Discounts, allowances and delivery practices.** Each seller subject to this order must maintain his customary terms, discounts and allowances in sales to each class of purchaser which he had in effect during March 1942.

**SEC. 7. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of Table I, as amended from time to time, which lists the maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

**SEC. 8. Sales slips and records.** Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.

(2) Date of transaction.

(3) Place of delivery.

(4) Complete description of each item sold and price charged.

**SEC. 9. Enforcement provisions.** On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

**SEC. 10. Petitions for amendment.** Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, a copy of which will be furnished upon request.

**SEC. 11. Amendment.** This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-3 shall become effective June 3, 1946.

Issued this 31st day of May 1946.

THEODORE S. JOHNSON,  
District Director.

TABLE I—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN HARD BUILDING MATERIALS

[Subject to discounts, allowances, etc. as provided in section 6 of Order G-3]

No.	Description of commodity	Unit	Maximum delivered price (f. o. b. job)
1	Angle irons.....	Per lb.....	\$0.10
2	Wallboard, fibered or pulp 3/8" (except upon board).....	M sq. ft.....	35.00
3	Gypslap sheathing 1/2".....	M sq. ft.....	45.00
4	Gypsum or rock lath 3/8".....	M sq. ft.....	29.25
5	Gypsum wallboard 3/8".....	M sq. ft.....	40.00
6	Gypsum wallboard 1/2".....	M sq. ft.....	50.00
7	Standard presdwood 1/8" (4' x 12').....	M sq. ft.....	80.00
8	Standard presdwood 1/4" (4' x 12').....	M sq. ft.....	110.00
9	Tempered presdwood 1/8" (4' x 12').....	M sq. ft.....	100.00
10	Tempered presdwood 3/8" (4' x 12').....	M sq. ft.....	110.00
11	Tempered presdwood 1/2" (4' x 12').....	M sq. ft.....	130.00
12	Keene's cement.....	100# bag.....	2.58
13	Portland cement standard (paper bags).....	Std. bag.....	.90
14	Thermal insulation-mineral wool blankets (paper backed) single 1" thick, less than 2".....	1 sq. ft.....	.05
15	Thermal insulation-mineral wool blankets (paper backed) medium 2" thick, less than 3".....	1 sq. ft.....	.055
16	Thermal insulation-mineral wool blankets (paper backed) 3" thick and over.....	1 sq. ft.....	.06
17	Thermal insulation-mineral wool batts (paper backed) full thick.....	1 sq. ft.....	.0625
18	Metal lath diamond mesh painted (copper alloy) 3.4 lbs.....	Sq. yard.....	.85
19	Metal lath diamond mesh painted (copper alloy) 2.5 lbs.....	Sq. yard.....	.80
20	Metal lath corner bead expanded type.....	Lin. ft.....	.05
21	Finishing lime.....	50-lb. bag.....	.70
22	Mason's hydrated lime.....	50-lb. bag.....	.52
23	Plaster hard wall.....	100-lb. bag.....	1.12
24	do.....	Per ton.....	22.40
25	Plaster gauging.....	100-lb. bag.....	1.83
26	do.....	Per ton.....	31.50
27	Asbestos cement siding 12" x 24" or 27" standard white.....	100 sq. ft.....	9.85
28	Asbestos cement siding 12" x 24" or 27" standard gray.....	100 sq. ft.....	9.34
29	Asbestos shingles.....	Per sq.....	11.18
30	Roll brick siding.....	Per sq.....	3.75
31	210 lb. 12" strip shingles (roofing).....	Per sq.....	6.47
32	167 lb. 11 1/2" hex strip shingles.....	Per sq.....	5.17
33	90 lb. roll roofing mineral surfaced.....	Per sq.....	2.99

[F. R. Doc. 46-11365; Filed, June 27, 1946; 5:02 p. m.]

[Region VI Order G-3 Under Gen. Order 68, Amdt. 2]

#### HARD BUILDING MATERIALS IN MATTOON, ILL., AREA

An accompanying opinion has been filed with the Division of the Federal Register. The Appendix to Order No. G-3 is amended by deleting all of the items and the maximum prices for Asphalt Roofing, Asphalt Shingles, Fibre Insulation and Asphalt Sheathing:

Item and unit of sale	Maximum price
Asphalt roofing, 90-lb. mineral surfaced, roll.....	\$2.65
Asphalt shingles (3 in 1), thickbutt, sq.....	6.90
Asphalt shingles, 165-lb., 2 tab, hexagon, sq.....	5.05
Fibre insulation board, asphalt, sheathing 2 1/2", M sq. ft.....	69.00

This Amendment No. 2 becomes effective June 24, 1946.

Issued this 18th day of June 1946.

CHAS. P. CASEY,  
District Director.

[F. R. Doc. 46-11350; Filed, June 27, 1946; 4:58 p. m.]

[Milwaukee Rev. Order G-3 Under Gen. Order 68]

#### BUILDING AND CONSTRUCTION MATERIALS IN ROCK COUNTY, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

**SECTION 1. What this order covers.** This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A, attached hereto, delivered to the purchaser in Rock County, State of Wisconsin.

**SEC. 2. Definitions.—(a) Retail sales.** For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

**(b) Contractor.** Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

**(c) Applicators.** Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

**SEC. 3. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

**SEC. 4. Maximum price, discounts, and delivery practices.** On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A, attached hereto, at prices higher than the maximum prices set forth in this Appendix. All sales are subject to discounts, differentials and delivery services as set forth in the Appendix.

**SEC. 5. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of the list of maxi-



mum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. An additional copy of Appendix A is attached to this order for posting.

**Sec. 6. Sales slips and records.** Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling \$7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone (to be separately listed from the price of the item).
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

**Sec. 7.** On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

**Sec. 8. Relationship between this order and previous orders.** Order G-3, effective January 17, 1946, issued under General Order 68, is hereby revoked.

**Appendix.** Appendix A, Maximum Prices, is attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

H. L. EBLING,  
Acting District Director.

#### APPENDIX A

#### PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, DELIVERY PRACTICES AND POSTING

**1. Discounts.** The retail seller shall continue to grant cash and quantity discounts with respect to all sales of commodities specified in this appendix, which were in effect in March 1942.

**2. Small orders.** Any seller who has established a customary practice of making an additional charge for deliveries, where the total amount of the order delivered is less than a certain minimum amount either monetary or by weight may add such established delivery charge to the prices established by this order where the total value or weight delivered is less than such established minimum amount; And provided further, That such seller shall indicate on the price list he is required to post under the provisions of this order both the established delivery charge and also the minimum amount, either monetary or by weight, to which delivery charges are applicable.

**3. Free delivery area.** Except as provided in Item 2 above, every seller covered under this order shall make free delivery to any point in Rock County which is within a radius of ten miles from his yard.

**4.** For all deliveries made beyond the free delivery zone, the retail seller shall charge no more than his customary charge, which was in effect in March 1942. All of the above provisions apply only to sales made in the area covered by this order. The area covered by this order includes all of Rock County, Wisconsin.

This price list must be posted in your place of business in a manner plainly visible to all purchasers.

[Maximum prices effective June 20, 1946]

#### Description of materials and unit

##### Base coat plasters:

1. Cement plaster unfibred (neat hardwall), 100-pound bag----- \$1.00
2. Cement plaster, wood fibre, 100-pound bag----- 1.00

##### Prepared finish plasters:

3. Trowel finish plaster, 100-pound bag----- 1.75
4. Gauging plaster, gray, 100-pound bag----- 1.00
5. Keene's cement, 100-pound bag----- 2.75

##### Lime:

6. Finishing lime, unfibred, 50-pound bag----- .65
7. Mason's hydrated lime, 50-pound bag----- .50

##### Gypsum products:

8. Plaster lath,  $\frac{3}{8}$ " thick (rock lath), 1,000 sq. ft----- 25.00
9. Wallboard, gypsum— $\frac{3}{8}$ ", 1,000 sq. ft----- 45.00
10. Wallboard, gypsum— $\frac{1}{2}$ ", 1,000 sq. ft----- 50.00
11. Sheathing, gypsum, water repellent— $\frac{1}{2}$ ", 1,000 sq. ft----- 45.50

##### Cement products:

12. Portland cement (std.), paper, 94-pound bag----- .85
13. Portland cement (std.), cloth bag, (incl. bag) refund bag return 10¢, 94-pound bag----- .85
14. Portland waterproof cement, gray, paper, 94-pound bag----- 1.05
15. Masonry cement, paper bags (wt. per bag 60-66 lb.), per bag----- .70

##### Metal lath:

16. 2.5 lb. painted diamond mesh, sq. yd----- .29
17. 3.4 lb. painted diamond mesh, sq. yd----- .36
18. Expanded wide flange corner bead, 1,000 ft----- 52.00
19. Arched corner bead, 1,000 sq. ft----- 32.00

##### Clay products:

20. Vitrified clay sewer pipe, No. 1 St., SS-4", lin. ft----- .213
21. Vitrified clay sewer pipe, No. 1 Std., SS-6", lin. ft----- .3285
22. Fire clay flue lining, 9" x 9", lin. ft----- .432
23. Fire clay flue lining, 9" x 13", lin. ft----- .626
24. Fire clay flue lining, 13" x 13", lin. ft----- .761
25. Clay drain tile—4", per ft----- .08
26. Clay drain tile—6", per ft----- .10

[Maximum prices effective June 20, 1946]

#### Description of materials and unit

##### Wallboards:

27. Fibre insulation standard lath and board— $\frac{1}{2}$ ", 1,000 sq. ft----- \$50.00
28. Fibre insulation asphalt treated sheathing— $\frac{27}{32}$ " (std.), 1,000 sq. ft----- 69.00
29. Hard density synthetic fibre board  $\frac{1}{8}$ " tempered (std.), 1,000 sq. ft----- 90.00

##### Roofing and siding:

30. Asphalt roofing, smooth—35 lb., w/nails and cement, Class C label, per roll----- 1.25
31. Asphalt roofing, smooth—45 lb., w/nails and cement, Class C label, per roll----- 2.00
32. Asphalt roofing, smooth—55 lb., w/nails and cement, Class C label, per roll----- 2.30
33. Asphalt roofing, smooth—65 lb., w/nails and cement, Class C label, per roll----- 2.60
34. Asphalt roofing, mineral surface, 90 lb., w/nails and cement, Class C label, per roll----- 2.64
35. Asphalt or tarred felt—15 lb., per roll----- 2.64
36. Asphalt or tarred felt—30 lb., per roll----- 2.64
37. Asphalt shingles, 210 lb., thick butt (3 in 1) std., per sq----- 6.72
38. Asphalt shingles, 153 lb. hexagon, 2 tab. std., per sq----- 5.15
39. Asphalt shingles, 165 lb. hexagon, 2 tab. std., per sq----- 5.25
40. Asbestos cement siding, 12 x 24 or 27" std. colors, per sq----- 9.00

[F. R. Doc. 46-11374; Filed, June 27, 1946; 5:04 p. m.]

[Omaha Order G-3 Under Gen. Order 68, Amdt. 1]

#### HARD BUILDING MATERIALS IN SOUTHEASTERN NEBRASKA AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, Omaha District Order No. 3 under General Order 68 is amended in the following respects:

The following changes and revisions are made in Appendix A (Table of Prices):

The line "Metal Lath 2.5 Painted Diamond Mesh Sq. yard .30" is amended to read "Metal Lath—2.5 lb., Painted Diamond Mesh Sq. yard .32".

The line "Corner Right 3 x 3 Per lineal ft. .03" is amended to read "Metal Lath, Corner Rite, Expanded Type, 3 x 3 Per lineal ft. .031".

The line "Metal Lath Corner Bead, Expanded Type Per lineal ft. .06" is amended to read "Metal Lath, Corner Bead, 2.5 lb. Expanded Type Per lineal ft. .062".

The line "Metal Lath Corner Bead, Scalloped Per lineal ft. .05" is amended to read "Metal Lath Corner Bead, Scalloped, Per lineal ft. .052".

The line "Asphalt Roofing, mineral surface (90 lb.) Per roll—108 sq. ft. 2.80" is amended to read "Asphalt Roofing, mineral surface (90 lb.) 108 sq. ft. 2.94".

The line "Asphalt Shingles, 210 lbs. (3 in 1) Thick Butt Per 100 sq. ft. coverage 6.40" is amended to read "Asphalt Roofing, Thick Butt, 210 lbs. 100 sq. ft. 6.61".

The line "Asphalt Shingles, 105 lbs., Diamond Point Per 100 sq. ft. coverage



3.55" is amended to read "Asphalt Shingles, 105 lbs. Diamond Point 100 sq. ft. 3.60".

The line "Asphalt Shingles, 165 lbs., Two Tab-Hexagon Per 100 sq. ft. coverage 5.10" is amended to read "Asphalt Shingles, 165 lbs., Two Tab-Hexagon 100 sq. ft. 5.16".

The line "Asphalt or Tarred Felt (15 lbs.) Per roll—432 sq. ft. 2.88" is amended to read "Asphalt or Tarred Felt (15 lbs.) Per roll—432 sq. ft. 2.97".

The line "Asphalt or Tarred Felt (30 lbs.) Per roll—216 sq. ft. 2.88" is amended to read "Asphalt or Tarred Felt (30 lbs.) Per roll—216 sq. ft. 2.89".

The line "Fiber Insulation Bd., Asphalt Coated 25/32" 1000 sq. ft. 70.00" is amended to read "Asphalt Coated Insulating Sheathing, 25/32" 1000 sq. ft. 74.00".

This amendment shall become effective on June 27, 1946.

Issued this 20th day of June 1946.

EDWIN F. MORAN,  
District Director.

[F. R. Doc. 46-11373; Filed, June 27, 1946;  
5:04 p. m.]

[Omaha Order G-4 Under Gen. Order 68,  
Amdt. 1]

#### HARD BUILDING MATERIALS IN FREMONT, NEBR. AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, Omaha District Order No. 4 under General Order 68 is amended in the following respects:

The following changes and revisions are made in Appendix A (Table of Prices):

The line "Metal Lath Corner Right 3 x 3, 100 lineal ft., 2.50" is amended to read "Metal Lath Corner Rite, Expanded Type 3 x 3, 100 lineal ft., 2.60".

The line "Metal Lath Corner Bead Scalloped, 100 lineal ft., 5.00" is amended to read "Metal Lath Corner Bead, Scalloped, 100 lineal ft., 5.20".

The line "Asphalt Roofing 90 lb. Mineral Surface per 100 sq. ft. 2.75" is amended to read "Asphalt Roofing 90 lb. Mineral Surface 108 sq. ft. 2.94".

The line "Asphalt Shingles 210 lb. (3 in 1) thick butt per 100 sq. ft. 6.95" is amended to read "Asphalt Roofing, Thick Butt 210 lb. 100 sq. ft. 7.16".

The line "Asphalt Shingles 105 lb. Diamond Point per 100 sq. ft. 3.50" is amended to read "Asphalt Shingles 105 lb. Diamond Point 100 sq. ft. 3.60".

The line "Asphalt Shingles 165 lb. two tab-Hexagon per 100 sq. ft. 5.40" is amended to read "Asphalt Shingles 165 lb. two tab-Hexagon per 100 sq. ft. 5.56".

The line "Fiber Insulation Board, Asphalt Coated 25/32" per M sq. ft. 72.00" is amended to read "Asphalt Coated Insulating Sheathing, 25/32" per M sq. ft. 74.00".

This amendment shall become effective on June 27, 1946.

Issued this 20th day of June 1946.

EDWIN F. MORAN,  
District Director.

[F. R. Doc. 46-11372; Filed, June 27, 1946;  
5:04 p. m.]

[Omaha Order G-7 Under Gen. Order 68,  
Amdt. 1]

#### HARD BUILDING MATERIALS IN NORTHEAST- ERN NEBRASKA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, Omaha District Order No. 7 under General Order 68 is amended in the following respects:

The following changes and revisions are made in Appendix A (Table of Prices):

The line "Metal lath 2.5 painted diamond mesh sq. yard .30" is amended to read "Metal lath 2.5 lb. painted diamond mesh sq. yard .31".

The line "Corner right 3 x 3 per lineal ft. .025" is amended to read "Metal lath corner rite, expanded type 3 x 3 per lineal ft. .026".

The line "Asphalt roofing, mineral surface (90 lb.) per roll-108 sq. ft. 2.85" is amended to read "Asphalt roofing, mineral surface (90 lb.) 108 sq. ft. 2.94".

The line "Cheapest grade per hundred sq. ft. coverage 1.70" appearing under the heading "Asphalt roofing (smooth) (55 lb.)" is amended to read "Cheapest grade 100 sq. ft. 1.72".

The line "Fiber insulation board asphalt coated 25/32" 1000 sq. ft. 65.00" is amended to read "Asphalt coated insulating sheathing, 25/32" 1000 sq. ft. 69.00".

This amendment shall become effective on June 27, 1946.

Issued this 20th day of June 1946.

EDWIN F. MORAN,  
District Director.

[F. R. Doc. 46-11371; Filed, June 27, 1946;  
5:04 p. m.]

[Omaha Order G-9 Under Gen. Order 68]

#### HARD BUILDING MATERIALS IN KEARNEY, NEBR. AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

**SECTION 1. What this order covers.** This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Kearney, Nebraska Area. The Kearney, Nebraska Area, for the purposes of this order, consists of the incorporated limits of the City of Kearney, Nebraska.

**SEC. 2. Definitions—(a) Retail sale.** For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) **Contractor.** Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) **Applicators.** Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

**SEC. 3. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

**SEC. 4. Discounts, allowances and delivery practices.** The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

**SEC. 5. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

**SEC. 6. Sales slips and records.** Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of \$7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

**SEC. 7. On and after the effective date of this order, any person covered by this**



order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective July 1, 1946.

Issued this 24th day of June 1946.

EDWIN F. MORAN,  
District Director.

#### APPENDIX A

1. Provisions regarding discounts, allowances and delivery practices. The ceiling prices set out below shall apply to sales at retail by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis: *Provided, however,* That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount: *And provided further,* That such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

2. Each seller shall maintain his customary discounts and allowances including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

3. Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

#### MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and Unit	Ceiling price
Plaster, hard wall, 100 lb. bag-----	\$1.10
Finishing lime, 50 lb. bag-----	.80
Metal lath 3.4 painted diamond mesh, per sq. yd.-----	.35
Metal lath corner bead expanded type, 100 lineal ft.-----	4.68
Gypsum lath $\frac{3}{8}$ ", per 1,000 sq. ft.-----	30.00
Gypsum wall board $\frac{3}{8}$ ", per 1,000 sq. ft.-----	42.00

#### APPENDIX A—Continued

#### MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and Unit	Ceiling price
Gypsum wall board $\frac{1}{4}$ ", per 1,000 sq. ft.-----	\$37.50
Gypsum wall board $\frac{1}{2}$ ", per 1,000 sq. ft.-----	46.25
Portland cement (standard) paper bag, per 100 lb. bag.-----	.81
Portland cement (standard) cloth bag (price inc. bag), per 100 lb. bag.-----	.85
Portland quick dry cement, per 100 lb. bag-----	1.00
Masonry cement paper bag, per 70 lb. bag-----	.78
Masons hydrated lime, per 50 lb. bag.-----	.70
Masons hydrated lime, per 10 lb. bag.-----	.25
Pulverized quick lime, 190 lb. bbl.-----	3.57
Fire brick 9" straight—standard, per M-----	94.00
Flue lining 9 x 9, per lineal ft.-----	.50
Flue lining 9 x 13, per lineal ft.-----	.75
Flue lining 13 x 13, per lineal ft.-----	.98
Asphalt roofing 90 lb. mineral surface, per 100 sq. ft.-----	2.70
Asphalt roofing (smooth) 55 lb., per 100 sq. ft.-----	2.20
Asphalt roofing (smooth) 35 lb., per 100 sq. ft.-----	2.12
Asphalt or tarred felt 15 lb., per 432 sq. ft.-----	2.50
Asphalt or tarred felt 30 lb., per 216 sq. ft.-----	2.50
Asphalt shingles 210 lb. (3 in 1) thick butt, per 100 sq. ft.-----	6.55
Asphalt shingles 165 lb. two tab—hex- agon, per 100 sq. ft.-----	5.15
Asphalt shingles 105 lb. diamond point, per 100 sq. ft.-----	3.30
Fiber insulation board $\frac{1}{2}$ " per M sq. ft.-----	55.00
Fiber insulation board, asphalt coated $\frac{25}{32}$ ", per M sq. ft.-----	68.00
Fiber insulation board, asphalt coated $\frac{3}{8}$ ", per M sq. ft.-----	42.00
Thermal insulation batts mineral base:	
Medium thickness, per M sq. ft.-----	55.00
Full thickness, per M sq. ft.-----	72.00

<sup>1</sup> Per first quality.

<sup>2</sup> Per third quality.

[F. R. Doc. 46-11370; Filed, June 27, 1946;  
5:03 p. m.]

#### [Omaha Order G-10 Under Gen. Order 68] HARD BUILDING MATERIALS IN GRAND ISLAND, NEBR. AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Grand Island, Nebraska Area. The Grand Island, Nebraska Area, for the purposes of this order, consists of the incorporated limits of the City of Grand Island, Nebraska.

SEC. 2. *Definitions—(a) Retail sale.* For the purposes of this order a retail sale means a sale to an ultimate user, or to any contractor; *Provided,* That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) *Contractor.* Any person who sells material or equipment, and in connec-

tion therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicator.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided,* That for sales of less than a total of \$7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price



higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective July 1, 1946.

Issued this 24th day of June 1946.

EDWIN F. MORAN,  
District Director.

#### APPENDIX A

1. Provisions regarding discounts, allowances and delivery practices. 1. The ceiling prices set out below shall apply to sales at retail by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis, provided, however, that any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount, and provided further that such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

2. Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

3. Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

#### MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	Ceiling price
Plaster, hard wall, 100 lb. bag.....	\$1.08
Plaster, gauging, 100 lb. bag.....	1.30
Keene's cement, 100 lb. bag.....	2.00
Finishing lime, 50 lb. bag.....	.70
Metal lath, 2.5 lb. copper bearing, per sq. yd.....	.30
Metal lath, 2.5 painted diamond mesh, per sq. yd.....	.28
Metal lath, 3.4 painted diamond mesh, per sq. yd.....	.325
Metal lath, corner bead expanded type, 100 lineal ft.....	5.20

#### APPENDIX A—Continued

#### MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—con.

Item and unit	Ceiling price
Metal lath, corner bead scalloped, 100 lineal ft.....	\$4.30
Metal lath, corner right 3 x 3, 100 lineal ft.....	3.00
Gypsum lath, 3/8", per 1,000 sq. ft.....	30.00
Gypsum wall board, 3/8", per 1,000 sq. ft.....	40.00
Gypsum wall board, 1/2", per 1,000 sq. ft.....	36.00
Gypsum wall board, 1/2" per 1,000 sq. ft.....	45.00
Portland cement (standard), paper bag, per 100 lb. bag.....	.80
Portland cement (standard) cloth bag (price inc. bag) per 100 lb. bag.....	.85
Portland Quick Dry cement, per 100 lb. bag.....	1.05
Masonry cement paper bag, per 70 lb. bag.....	.75
Mason's hydrated lime, 50 lb. bag.....	.65
Mason's hydrated lime, 10 lb. bag.....	.25
Lump quick lime, 190 lb. bbl.....	2.75
Pulverized quick lime, 190 lb. bbl.....	3.30
Fire brick 9" straight:	
First quality, per M.....	100.00
Standard, per M.....	90.00
Fire clay, per 100 lb. bag.....	1.25
Flue lining, 9 x 9, per lineal ft.....	.40
Flue lining, 9 x 13, per lineal ft.....	.55
Flue lining, 13 x 13, per lineal ft.....	.713
Asphalt roofing, 90 lb. mineral surface, per 100 sq. ft.....	2.77
Asphalt roofing (smooth), 45 lb. per 100 sq. ft.....	1.93
Asphalt roofing (smooth), 55 lb. per 100 sq. ft.....	2.27
Asphalt roofing (smooth), 35 lb. per 100 sq. ft.....	1.25
Asphalt or tarred felt 15 lb., per 432 sq. ft.....	2.60
Asphalt or tarred felt 30 lb., per 216 sq. ft.....	2.60
Asphalt shingles (3 in 1) thick butt, 210 lb., per 100 sq. ft.....	6.62
Asphalt shingles 165 lb. two tab—hexagon, per 100 sq. ft.....	5.06
Asphalt shingles 105 lb. diamond point, per 100 sq. ft.....	3.47
Asphalt roll roofing diamond point, per 100 sq. ft.....	3.41
Fiber insulation board 1/2", per M sq. ft.....	50.00
Standard lath and board, per M sq. ft.....	50.00
Fiber insulation board asphalt coated 25/32", per M sq. ft.....	65.00
Standard density synthetic fiber board 1/2", per M sq. ft.....	70.00
Hard density synthetic fiber board, 1/2" tempered standard size, per M sq. ft.....	87.00
Thermol insulation blankets—wood base:	
Single thickness, per M sq. ft.....	47.00
Medium thickness, per M sq. ft.....	64.00
Thermol insulation loose in bags (granulated), per bag of 4 cu. ft.....	1.20
Asphalt roofing smooth (65 lbs.), per 100 sq. ft. roll.....	2.63

<sup>1</sup> Per First Quality.

<sup>2</sup> Per Third Quality.

[F. R. Doc. 46-11369; Filed, June 27, 1946; 5:03 p. m.]

[Omaha Order G-11 Under Gen. Order 68]

#### HARD BUILDING MATERIALS IN HASTINGS, NEBR. AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. What this order covers. This order covers all retail sales of com-

modities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Hastings, Nebraska Area. The Hastings, Nebraska Area, for the purposes of this order, consists of the incorporated limits of the City of Hastings, Nebraska.

SEC. 2. Definitions—(a) Retail sale. For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) Contractor. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) Applicators. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. Relation to other regulations. The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. Discounts, allowances and delivery practices. The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. Sales slips and records. Every seller covered by this order shall give to the purchaser a sales slip, receipt or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: Provided, That for sales of less than a total of \$7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips.



receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

**Sec. 7. Enforcement.** On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

**Sec. 8.** This order may be modified, amended or revoked at any time.

This order shall become effective July 1, 1946.

Issued this 24th day of June 1946.

EDWIN F. MORAN,  
District Director.

#### APPENDIX A

1. Provisions regarding discounts, allowances and delivery practices. The ceiling prices set out below shall apply to sales at retail by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis: *Provided, however,* That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount; *And provided further,* That such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

2. Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

3. Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMFR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, al-

lowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

#### MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	Ceiling price
Plaster, hard wall, 100 lb. bag-----	\$1.00
Plaster, gauging, 100 lb. bag-----	1.25
Plaster, moulding, 100 lb. bag-----	1.75
Keene's cement, 100 lb. bag-----	1.79
Finishing lime, 50 lb. bag-----	1.00
Metal lath, 2.5 painted diamond mesh, per sq. yd.-----	.266
Metal lath, 3.4 painted diamond mesh, per sq. yd.-----	.295
Metal lath, corner bead expanded type, 100 lineal ft.-----	5.20
Metal lath, corner bead scalloped, 100 lineal ft.-----	4.20
Gypsum lath, $\frac{3}{8}$ ", per 1,000 sq. ft.-----	23.30
Gypsum wall board, $\frac{3}{8}$ ", per 1,000 sq. ft.-----	45.00
Gypsum wall board, $\frac{1}{2}$ ", per 1,000 sq. ft.-----	50.00
Portland cement (std'd) paper bag, per 100 lb. bag-----	.80
Portland cement (std'd) cloth bag (price inc. bag), per 100 lb. bag-----	.85
Portland quick dry cement, per 100 lb. bag-----	1.05
Masonry cement paper bag, per 70 lb. bag-----	.75
Mortar mix, 50 lb. bag-----	.50
Masons hydrated lime: 50 lb. bag-----	.70
10 lb. bag-----	.25
Lump quick lime, 190 lb. bbl.-----	3.20
Fire brick 9" straight, first quality, per M-----	100.00
Fire clay, per 100 lb. bag-----	1.70
Clay grain tile 4", per lineal ft.-----	.083
Clay grain tile 6", per lineal ft.-----	.106
Vitrified clay sewer pipe No. 1SS 4", per lineal ft.-----	.23
Vitrified clay sewer pipe No. 1SS 6", per lineal ft.-----	.28
Vitrified clay sewer pipe No. 1SS 8", per lineal ft.-----	.508
Flue lining, 9 x 9, per lineal ft.-----	.465
Flue lining, 9 x 13, per lineal ft.-----	1.63
Flue lining, 13 x 13, per lineal ft.-----	.89
Flue lining, 13 x 17, per lineal ft.-----	1.07
Flue lining, 17 x 17, per lineal ft.-----	1.27
Asphalt roofing 90 lb. mineral surface, per 100 sq. ft.-----	2.40
Asphalt roofing (smooth) 45 lb., per 100 sq. ft.-----	12.23
Asphalt roofing (smooth) 55 lb., per 100 sq. ft.-----	12.70
Asphalt or tarred felt 15 lb., per 432 sq. ft.-----	2.55
Asphalt or tarred felt 30 lb., per 216 sq. ft.-----	2.55
Asphalt shingles 210 lb. (3 in 1) thick butt, per 100 sq. ft.-----	6.35
Asphalt shingles 165 lb. two tab-hexagon, per 100 sq. ft.-----	4.95
Asphalt shingles 105 lb. Diamond Point, per 100 sq. ft.-----	3.45
Fiber insulation board $\frac{1}{2}$ ", per M sq. ft.-----	50.00
Std. lath and board, per M sq. ft.-----	50.65
Fiber insulation board asphalt coated $\frac{3}{32}$ ", per M sq. ft.-----	63.00
Hard density synthetic fiber board $\frac{1}{8}$ " tempered std. size, per M sq. ft.-----	91.65
Thermol insulation batts—mineral base medium thickness, per M sq. ft.-----	49.65
Thermol insulation loose in bags (granulated), per bag of 4 cu. ft.-----	1.13
Mica base insulation loose in bags, per 4 cu. ft. bags-----	1.20

<sup>1</sup> Per first quality.

[F. R. Doc. 46-11351; Filed, June 27, 1946; 4:58 p. m.]

[Region VII Order G-2 Under MPR 592]

#### CLAY BUILDING BRICK IN COLORADO

Order No. G-2 under section 23 of Maximum Price Regulation No. 592. Maximum prices for sales by manufacturers of certain clay building brick manufactured in the state of Colorado. Docket No. 7-592-23-2.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by section 23 of Maximum Price Regulation No. 592, Specified Construction Materials and Refractories, it is hereby ordered:

**SECTION 1. What this order does.** This Order No. G-2, under section 23 of Maximum Price Regulation No. 592, establishes maximum prices for sales by manufacturers of certain standard size clay building brick (common and face, except glazed), manufactured in the State of Colorado, intended for use in brick masonry. It also provides a pricing method relative to non-standard sizes of brick.

**Sec. 2. Authorized maximum prices—**  
(a) *Standard sizes.* Upon and after the effective date of this order the maximum prices for sales by manufacturers of certain standard size clay building brick (common and face, except glazed), manufactured in the State of Colorado shall be as set forth in Appendix A incorporated herein and made a part of this order.

(b) *Non-standard sizes.* (1) If a manufacturer of the products covered by this order had an established differential in price during March 1942 for non-standard sizes of brick he may convert the prices established herein for standard size brick on the basis of the conversion factors or formula in use by him during March 1942 in establishing a price differential between the standard size brick priced under this order, and such non-standard sizes. Any manufacturer of non-standard size brick shall, within 30 days after the effective date of this order, or within 30 days of the commencement of such production, file a schedule showing the proposed price thereof, f. o. b. plant with the Denver District Office of the Office of Price Administration and such price shall be subject to approval, disapproval or revision within 20 days after the date of filing.

(2) The District Director of the Denver District Office of the Office of Price Administration is hereby authorized to approve, disapprove or revise the filed price for such non-standard sizes of brick. In the absence of disapproval or revision within the 20 day period after the date of filing the filed price shall be deemed to have been approved by the District Director subject to later disapproval or revision but such action shall not apply retroactively. The District Director shall notify the Regional Office of any action taken in accordance with this section.

**SEC. 3. Applicability of other regulations.** The maximum prices established



by this Order No. G-2 for sales of clay building brick, covered by this order, supersede any maximum prices or pricing methods previously established under sections 5, 6, 7, 8, 9, 10, 16 or 17 of Maximum Price Regulation No. 592, except as otherwise provided in this order. Except as otherwise provided herein all transactions subject to this order and all prices of building brick not specifically established by this order shall remain subject to the provisions of Maximum Price Regulation No. 592, as amended.

**Sec. 4. Manufacturers' individual price adjustments.** (a) Any individual price adjustments granted, pursuant to section 16 of Maximum Price Regulation No. 592, prior to June 25, 1946, by the Price Administrator or the Regional Administrator of Region VII of the Office of Price Administration to any manufacturer of the products covered by this order, in an amount which results in a selling price equal to or less than the prices established by this order are hereby revoked.

(b) Any individual price adjustments granted pursuant to Section 16 of Maximum Price Regulation No. 592 prior to June 25, 1946, by the Price Administrator or the Regional Administrator of Region VII of the Office of Price Administration, to any manufacturer of the products covered by this order, in an amount which results in a selling price greater than the prices established by this order, are hereby continued in full force and effect.

**Sec. 5. Posting of notice regarding inspection.** Every manufacturer subject to this order making a sale of the products covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Every such seller shall post in each of his places of business in a manner plainly visible to all purchasers the following notice:

**NOTICE**

A copy of Order No. G-2, issued under Section 23 of Maximum Price Regulation No. 592, establishing maximum prices for sales by manufacturers of certain clay building brick (common and face, except glazed) manufactured in the State of Colorado, will be made available for inspection upon request by purchasers of such products.

**Sec. 6. Sales slips and records.** (a) Each manufacturer of the products covered by this order who has customarily given his purchasers a sales slip or other evidence of purchase must continue to do so. Upon request from a purchaser such seller, regardless of previous custom, shall give the purchaser a sales slip or other evidence showing the date, name and address of the seller and purchaser, a description of each item sold, and the price charged for each item. If such seller customarily prepared the sales slip or other evidence in more than one copy he must keep, for at least one year after delivery, a duplicate copy of each sales slip or other evidence delivered by him pursuant to this section.

(b) Each manufacturer of the products covered by this order, regardless of previous custom, must keep and retain

at his principal place of business records concerning each sale covered by this order showing at least the following:

- (1) Name and address of purchaser.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

Such records must be made available for inspection by representatives of the Office of Price Administration.

**Sec. 7. Delivery additions.** In making sales under this order, the seller shall not make an additional charge within the free delivery zone recognized by him during March 1942. For delivery outside such free delivery zone the seller may add the actual charge or cost paid or incurred by him in making shipment or delivery from his establishment to the buyer. Where no free delivery zone was recognized by a seller in March 1942 he may continue to make the same delivery charges made by him in March 1942. Any seller subject to this order who was not in business in March 1942 shall be governed by the recognized rates charged by competitors for delivery in March 1942 in his community.

**Sec. 8. Discounts and allowances.** The maximum prices established by this order shall be subject at least to the same cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale as the seller, extended or rendered on comparable sales to purchasers of the same class during March 1942.

**Sec. 9. Maximum prices for resellers.** Any reseller purchasing the products subject to this order for resale from any manufacturer who has modified his maximum prices in accordance with the provisions of this order, may increase his maximum prices f. o. b. yard or delivered, established by the General Maximum Price Regulation, by the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer under this order.

**Sec. 10. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no manufacturer of the products covered by this order shall sell or offer to sell such products at prices higher than the maximum prices established by this order.

**Sec. 11. Evasions.** (a) Any practice, scheme or device which results in a higher price to the purchaser of the products covered by this order shall be deemed a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller subject to this order shall, as a part of the consideration or as a condition of a sale of any of the products covered by this order secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value, whatsoever, nor shall the seller,

either directly or indirectly, acquire or receive in addition to the maximum prices established by this order the benefit of any service, transportation agreement, tying agreement, or other valuable thing, material or property.

(c) No seller subject to this order shall eliminate or reduce in any form or manner any discounts, allowances, price differentials or services customarily offered or performed as a part of the sales covered by this order nor shall the seller lower the quality of the products furnished below that called for by the specifications or agreement under which the sale was made.

(d) No seller subject to this order shall by any of the foregoing plans, schemes or devices or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established by this order for the sale of any of the products, services or other charges covered by this order.

**Sec. 12. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

**Sec. 13. Licensing.** The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**Sec. 14. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-2 shall become effective June 20, 1946.

Issued this 20th day of June 1946.

ARTHUR S. BRODHEAD,  
Regional Administrator.

**APPENDIX A—TABLE OF MAXIMUM PRICES**

Type of Clay Building Brick—Standard Size—  
Unglazed

	Maximum prices per M <sup>2</sup>
Soft mud or sand moulds, common.....	\$26.50
Red pressed, common.....	28.50
Stiff mud, common.....	25.00
Stiff mud or dry pressed:	
Mixed shades of red:	
a. Smooth.....	28.00
b. Rough texture.....	30.00
Gray, cream or buff color:	
a. Smooth.....	35.00
b. Rough texture.....	35.00
Uniform chocolate brown or black:	
a. Smooth.....	38.50
b. Rough texture.....	38.50

<sup>1</sup> Prices are f. o. b. plant, or within the free delivery zone.

[F. R. Doc. 46-11849; Filed, June 27, 1946;  
4:57 p. m.]



[Oklahoma City Order G-2 Under Gen. Order 68]

#### BUILDING MATERIALS IN TULSA, OKLA.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

**SECTION I. What this order does.** This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising the corporate limits of Tulsa, Oklahoma.

**SEC. II. Definition of retail sales.** The term "retail sale" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

**SEC. III. Maximum prices.** Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

**SEC. IV. The relation of this order to other regulations.** The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

**SEC. V. Each seller making sales subject to this order shall post a copy of Appendix "A" of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.**

**SEC. VI. Invoices and notification.** Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. If commodity was delivered, address to which delivery was made.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

**SEC. VII. Addition of increase in supplier's prices prohibited.** The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such

increases are within the discretion of the District Director.

**SEC. VIII. What this order prohibits.** Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.
2. Obtain higher than maximum prices by

- (i) Making a charge for delivery;
- (ii) Making a charge higher than this order authorizes for the extension of credit;
- (iii) Failure to give the discounts required by this order for prompt payment;
- (iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or
- (v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

**SEC. IX. Enforcement.** (1) Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Oklahoma City District Office of Price Administration.

**SEC. X. Building materials not covered by this order.** There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Oklahoma City District Office of the Office of Price Administration.

This order shall become effective March 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Oklahoma City, Oklahoma, this 1st day of March 1946.

JOHN N. VARNELL,  
District Director.

#### APPENDIX A

[Maximum prices for retail sales of specified building materials when sold in Tulsa, Okla.]

Item being priced and unit	Maximum prices for both f. o. b. and delivered sales
Asbestos cement siding 12" x 24" or 27", std. colors including white, sq	\$9.00
Asbestos cement siding 12" x 24" or 27" water repellent white and brilliant colors, sq	11.00
Asphalt or tarred felt 15 lb. or 30 lb. roll	2.75
Asphalt shingles 210 lb. thickbutt, sq	7.00
Asphalt shingles hex. 2 or 3 tab 167 lb., sq	5.75

#### APPENDIX A—Continued

Item being priced and unit	Maximum prices for both f. o. b. and delivered sales
lb., roll	\$2.75
Asphalt roofing mineral surface 90 lb., roll	2.75
Asphalt roofing staggered edge 105 lb., roll	3.75
Clay drain tile 4", 1. f.	.08
Clay drain tile 6", 1. f.	.12
Concrete blocks (sand) 8" x 8" x 12", each	.17
Concrete blocks (sand) 8" x 8" x 16", each	.18
Fiber insulation board 1/2" std., M sq. ft.	57.50
Fiber insulation board 2 3/4" asph. sheathing, M sq. ft.	70.00
Finishing lime 40 lb., bag	.50
Finishing lime 50 lb., bag	.60
Fire brick 9" std. (Okla.), M	82.90
Fire clay 100 lb., bag	1.25
Flue lining 8 1/2" x 8 1/2", 1. f.	.33
Flue lining 4" x 8", 1. f.	.24
Flue lining 8 1/2" x 13", 1. f.	.50
Flue lining 13" x 13", 1. f.	.63
Gypsum block partition 3" hollow, sq. ft.	.09
Gypsum block partition 4" hollow, sq. ft.	.11
Gypsum lath 3/8", M sq. ft.	28.00
Gypsum sheathing 1/2" (gyp-lap), M sq. ft.	48.00
Gypsum wallboard 3/8", M sq. ft.	40.00
Gypsum wallboard 1/2", M sq. ft.	45.00
Keenes cement 100 lb., bag	1.00
Keenes cement bulk, lb.	.03
Masonry mortar 70 lb., bag	.75
Masons hydrated lime 10 lb., bag	.25
Masons hydrated lime 40 lb., bag	.50
Masons hydrated lime 50 lb., bag	.60
Metal lath, corner bead expanded 26 gauge, 100 l. f.	6.00
Metal lath, 2.2 lb. painted diamond mesh, sq. yd.	.30
Metal lath, 2.5 lb. painted diamond mesh, sq. yd.	.35
Metal lath, 3.4 lb. painted diamond mesh, sq. yd.	.40
Metal lath, 3.4 lb. high rib painted, sq. yd.	.40
Patch plaster 2 1/2 lb., bag	.25
Patch plaster 5 lb., bag	.50
Plaster board 1/4", M sq. ft.	35.00
Plaster bonding 1 gallon can, gal.	1.00
Plaster bonding 5 gallon can, 5 gal.	4.10
Plaster bonding 55 gallon barrel, 55 gal	41.25
Plaster, gauging 100 lb., bag	1.25
Plaster, hardwall 10 lb., bag	.25
Plaster, hardwall 100 lb., bag	1.00
Plaster, bulk ton lots, ton	20.00
Plaster, moulding 100 lb., bag	1.25
Plaster, moulding bulk, lb.	.03
Portland cement (std.) 94 lb. paper, bag	.85
Vitrified clay sewer pipe 155 lb.-4", 1. f.	.20
Vitrified clay sewer pipe 155 lb.-6", 1. f.	.23 1/2
Brick pattern siding 105 lb., roll	3.75

1. Additions for the extension of credit. The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942 none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which



their most closely competitive seller is permitted to make under the provisions of this order.

2. Additions for delivery on sales of less than \$25.00: No additions for delivery may be made to the prices hereinabove listed except that a charge may be made for delivering an order totaling less than \$25.00. A charge of 25¢ may be made for the first mile or fraction thereof and 25¢ for any additional mile or fraction thereof, the total charge in no instance to exceed 50¢ for any one delivery.

3. Additions for Oklahoma state sales tax. Sellers may add to the prices listed in this Appendix A the sales tax required to be collected by the law of the State of Oklahoma. This tax shall be separately stated in the dealer's invoice, sales slip or receipt.

[F. R. Doc. 46-11363; Filed, June 27, 1946; 5:01 p. m.]

[Region VIII Order G-9 Under MPR 592, Amdt. 1]

#### CONCRETE BUILDING BLOCKS IN SOUTHERN CALIFORNIA

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592; *It is hereby ordered:*

1. Paragraph (f) is changed to read as follows:

This order may be corrected, revoked or amended at any time. The Regional Administrator may, by individual order, authorize maximum prices for a particular seller higher than those established by this order but only for a seller who shows that the maximum prices established by this order do not provide substantially all the price adjustment to which such seller would be entitled under section 16 of Maximum Price Regulation No. 592 or any other applicable adjustment authority conferred on the Regional Administrator.

This Amendment No. 1 shall become effective June 19, 1946.

Issued this 19th day of June 1946.

GUY R. KINSLEY,  
Regional Administrator.

[F. R. Doc. 46-11362; Filed, June 27, 1946; 5:01 p. m.]

[Region I Order G-3 Under Gen. Order 68, Amdt. 2]

#### HARD BUILDING MATERIALS IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-3 Under General Order No. 68 (as amended) is amended in the following respects:

1. The following items of Table I, Appendix A, are amended to read as follows:

Item No.	Description of commodity	A Small scale		B Large scale	
		Unit	Price	Unit	Price
6	Metal lath 2.5 lb. painted diamond mesh.....	Sq. yd.....	\$0.27	Customary discount.	
7	Metal lath 2.75 lb. flat rib painted.....	Sq. yd.....	.31		
8	Metal lath, corner bead expanded type.....	Lin. ft.....	.042		
21	Asbestos cement siding 12" x 24" or 12" x 27" standard colors.	Square.....	7.99		

2. The following items of Table I, Appendix B, are amended to read as follows:

Item No.	Description of commodity	A Small scale		B Large scale	
		Unit	Price	Unit	Price
6	Metal lath 2.5, painted diamond mesh.....	Sq. yd.....	\$0.27	Customary discount	
7	Metal lath 2.75 lb flat rib painted.....	Sq. yd.....	.31		
8	Metal lath, corner bead expanded type.....	Lin. ft.....	.042		
21	Asbestos cement siding 12" x 24" or 12" x 27" standard colors.	Square.....	8.34		

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11357; Filed, June 27, 1946; 5:00 p. m.]

[Region I Order G-7 Under Gen. Order 68, Amdt. 2]

#### HARD BUILDING MATERIALS IN CONNECTICUT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-7 under General Order No. 68 is amended in the following respects:

The following items of Appendix A are amended to read as follows:

[Maximum price (subject to customary discounts and including delivery within the seller's customary free delivery zone)]

Item No. and description of commodity	Per sq. yd.
8. Metal Lath 2.5 lb. (painted diamond mesh).....	\$0.265
9. Galvanized metal lath (2.5 lb.).....	.28
10. Metal lath 3.4 lb. (painted diamond mesh).....	.33
11. Galvanized metal lath (3.4 lb.).....	.36
12. Metal lath 2.75 lb. flat rib painted.....	.31

Item No. and description of commodity	Per sq. yd.
13. Metal lath 3.4 lb. $\frac{3}{8}$ " high, Rib painted.....	\$0.34
14a. Metal lath corner bead standard type.....	.042
14b. Metal lath corner bead expanded type.....	.052
18. Fire clay..... (Price control suspended)	
28. Asbestos cement siding 12" x 27" 5 standard colors.....	8.59

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11353; Filed, June 27, 1946; 4:59 p. m.]

[Region I Order G-1 Under Gen. Order 68, Amdt. 2]

#### HARD BUILDING MATERIALS IN VERMONT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I, Order No. G-1 Under General Order No. 68 is amended in the following respects:

The following items of Table I, Appendix A, are amended to read as follows:

Item	A Small scale		B Large scale		Cash discount
	Unit	Price	Unit	Price	
Metal lath, corner bead expanded type.....	Lin. ft.....	\$0.052	Customary discount.....		Percent 2
Asbestos cement siding 12" x 24", or 12" x 27" gray.	Square.....	8.09			
Asbestos cement siding 12" x 24", or 12" x 27" white.	Square.....	8.75	Customary discount.....		2

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11360; Filed, June 27, 1946; 5:00 p. m.]

[Region I Order G-5 Under Gen. Order 68, Amdt. 2]

#### HARD BUILDING MATERIALS IN RHODE ISLAND

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order



No. 68, as amended, Region I Order No. G-5 under General Order No. 68 is amended in the following respects:

The following items of Appendix A, "Price list", are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum prices for all sales covered by this order
9	Metal lath 2.5 lb. painted diamond mesh	Sq. yd.	\$0.26
10	Metal lath 3.4 lb. painted diamond mesh	Sq. yd.	.32
11	Metal lath 2.75 lb. flat rib painted	Sq. yd.	.30
12	Metal lath corner head expanded type	Linear ft.	.042
24	Fire clay		(1)
25	Fire clay, high tempered		(1)
28	Asbestos cement siding 12" or 24" x 27" (standard colors)	100 sq. ft.	8.84
29	Asbestos cement siding 12" or 24" x 27" (brilliant colors)	100 sq. ft.	8.94

<sup>1</sup>Price control suspended.

This amendment shall become effective June 17, 1946.

[Region I Order G-6 Under Gen. Order 68, Amdt. 2]

Issued this 17th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11356; Filed, June 27, 1946;  
4:59 p. m.]

**HARD BUILDING MATERIALS IN MAINE**  
For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, Region I Order No. G-6 under General Order No. 68 is amended in the following respects:

1. The following items of Table I, Appendix A, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
8	Metal lath, 2.5 lb. painted diamond mesh	Square yard	\$0.24
9	Metal lath, 3.4 lb. painted diamond mesh	do.	.318
10	Metal lath, 2.75 lb. flat rib painted	do.	.29
11	Metal lath, corner bead, expanded type	Linear foot	.052
16	Fire clay	(Price control suspended)	
26	Asbestos cement siding 12" x 24" or 12" x 27", standard colors	Square	8.04

2. The following items of Table I, Appendix B, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
9	Fire clay	(Price control suspended)	
18	Asbestos Cement Siding 12" x 24" or 12" x 27"—standard colors	Square	\$9.84

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-11355; Filed, June 27, 1946;  
4:59 p. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 26, 1946.

##### Region I

Concord Order 9-F, Amendment 62, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:55 a. m.

Providence Order 3-F, Amendment 60, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 10:24 a. m.

Providence Order 1-D, Amendment 3, covering butter and cheese in the State of Rhode Island except the Town of New Shoreham. Filed 10:24 a. m.

##### Region III

Cincinnati Order 12-F, Amendment 16, covering fresh fruits and vegetables in

Franklin county, Ohio. Filed 10:52 a. m.

Cincinnati Order 16-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:52 a. m.

Cincinnati Order 18-F, Amendment 5, covering fresh fruits and vegetables in Hamilton county, Ohio and certain counties in Kentucky. Filed 10:52 a. m.

Cincinnati Order 19-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:52 a. m.

Louisville Order 32-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:24 a. m.

##### Region IV

Jackson Orders 24 and 25, Amendment 5, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores in the Mississippi area. Filed 10:51 and 10:50 a. m.

Jackson Order 26, Amendment 5, covering dry groceries sold by Groups 3A and 4A stores in the Mississippi area. Filed 10:39 a. m.

Miami Order 5-F, Amendment 37, covering fresh fruits and vegetables in certain areas in Florida. Filed 10:23 a. m.

Miami Order 6-F, Amendment 35, covering fresh fruits and vegetables in the Tampa Florida area. Filed 10:22 a. m.

Miami Order 8-F, Amendment 15, covering fresh fruits and vegetables in Monroe county, Florida. Filed 10:58 a. m.

Miami Order 7-C, Amendment 7, covering poultry in Hernando county, Florida. Filed 10:58 a. m.

Miami Order 8-C, Amendment 7, covering poultry in certain counties in Florida. Filed 10:57 a. m.

Miami Order 9-C, Amendment 7, covering poultry in Broward, Collier, and Monroe counties, Florida. Filed 10:57 a. m.

Miami Order 10-C, Amendment 7, covering poultry in Hernando county, Florida. Filed 10:57 a. m.

Miami Order 11-C, Amendment 7, covering poultry in certain counties in Florida. Filed 10:57 a. m.

Miami Order 12-C, Amendment 7, covering poultry in Broward, Collier, and Monroe counties, Florida. Filed 10:56 a. m.

Miami Orders 8-O and 9-O, Amendment 6 covering eggs in certain counties in Florida. Filed 10:56 a. m.

Miami Order 10-O, Amendment 6, covering eggs in Broward and Collier counties, Florida. Filed 10:55 a. m.

Miami Order 11-O, Amendment 6, covering eggs in Monroe county, Florida. Filed 10:32 a. m.

##### Region IV

Miami Order 12-O, Amendment 13, covering eggs in Dade county, Florida. Filed 10:32 a. m.

##### Region V

Kansas City Order 10-F, Amendment 33, covering fresh fruits and vegetables in Greene county, Missouri. Filed 10:38 a. m.

Kansas City Order 11-F, Amendment 32, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 10:38 a. m.

Oklahoma City Order 14-F, Amendment 1, covering fresh fruits and vegetables in Garfield, Oklahoma and Pottawatomie counties, Oklahoma. Filed 10:38 a. m.

Oklahoma City Order 15-F, Amendment 1, covering fresh fruits and vegetables in Muskogee and Tulsa counties, Oklahoma. Filed 10:38 a. m.

Oklahoma City Order 16-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:38 a. m.

Oklahoma City Order 17-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:55 a. m.

Oklahoma City Orders 2-C and 1-O, covering poultry in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:54 and 10:55 a. m.

##### Region VI

Chicago Order 2-F, Amendment 122, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:32 a. m.

Chicago Order 6-C, Amendment 23, covering poultry in Cook county, Illinois. Filed 10:32 a. m.

Chicago Order 4-O, Amendment 2, covering eggs in Cook county, Illinois. Filed 10:32 a. m.



Des Moines Order 4-F, Amendment 38, covering fresh fruits and vegetables in certain counties in Iowa and city of South Sioux City, Nebraska. Filed 10:54 a. m.

Des Moines Order 5-F, Amendment 38, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:54 a. m.

Des Moines Order 6-F, Amendment 38, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:54 a. m.

Des Moines Order 7-F, Amendment 38, covering fresh fruits and vegetables in certain counties in Iowa and certain cities in Illinois. Filed 10:54 a. m.

Des Moines Orders 22 and 23, Amendments 6 and 4, covering dry groceries in certain counties in Iowa. Filed 10:53 a. m.

Des Moines Order 13-W, Amendments 4 and 5, covering dry groceries. Filed 10:54 a. m.

Des Moines Orders 14-W and 15-W, Amendments 3 and 4, covering dry groceries. Filed 10:53 a. m.

Fargo Order 8-F, Amendment 1, covering fresh fruits and vegetables in certain counties in North Dakota, Minnesota. Filed 10:52 a. m.

Sioux Falls Order 5-F, Amendment 22, covering fresh fruits and vegetables in Minnehaha county, South Dakota. Filed 10:32 a. m.

Sioux Falls Order 1-D, Amendments 1 and 2, covering butter and cheese in certain counties in South Dakota and Iowa. Filed 10:30 a. m.

Sioux Falls Order 2-D, Amendments 1 and 2, covering butter and cheese in certain counties in South Dakota. Filed 10:30 and 10:26 a. m.

Sioux Falls Orders 24 and 25, Amendment 3, covering dry groceries in certain counties in South Dakota, Iowa and Minnesota. Filed 10:31 a. m.

Sioux Falls Order 26, Amendment 3, covering dry groceries in certain counties in South Dakota. Filed 10:31 a. m.

Sioux Falls Orders 9-W and 10-W, Amendments 4 and 3, covering dry groceries in certain counties in South Dakota, Iowa and Minnesota. Filed 10:26 a. m.

Sioux Falls Order 11-W, Amendment 3, covering dry groceries in certain counties in South Dakota. Filed 10:25 a. m.

Springfield Orders 1-D and 2-D, Amendment 2, covering butter and cheese. Filed 10:25 a. m.

#### Region VII

Albuquerque Order 8-F, Amendment 60, covering fresh fruits and vegetables in the Albuquerque area. Filed 10:25 a. m.

#### Region VIII

Portland Order 32-F, Amendments 32 and 33, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:34 a. m.

Portland Order 33-F, Amendments 32 and 33, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 10:33 a. m.

Portland Order 34-F, Amendments 31 and 32, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 10:33 a. m.

Portland Order 35-F, Amendments 32 and 33, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 10:33 a. m.

Portland Order 36-F, Amendments 32 and 33, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 10:33 a. m.

Portland Order 37-F, Amendments 32 and 33, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon area. Filed 10:35 a. m.

Portland Order 38-F, Amendments 32 and 33, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 10:34 a. m.

Portland Order 39-F, Amendments 32 and 33, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 10:34 a. m.

Portland Order 42-F, Amendments 33 and 34, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:34 a. m.

Portland Order 43-F, Amendments 12 and 13, covering fresh fruits and vegetables in the Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 10:34 and 10:37 a. m.

Spokane Order 20-F, Amendments 21 and 22, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 10:37 a. m.

Spokane Order 21-F, Amendments 21 and 22, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 10:37 a. m.

Spokane Order 22-F, Amendments 21 and 22, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 10:37 and 10:36 a. m.

Spokane Order 23-F, Amendments 21 and 22, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 10:36 a. m.

Spokane Order 24-F, Amendments 21 and 22, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 10:36 a. m.

Spokane Order 4-C, covering poultry in certain areas in Spokane, Washington. Filed 10:35 a. m.

Spokane Order 1-O, Amendments 7 and 8, covering eggs in certain areas in Spokane. Filed 10:35 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 46-11475; Filed, June 28, 1946;  
3:29 p. m.]

[Region II Rev. Order G-16 Under SR 15 and  
MPR 280]

#### FLUID MILK IN NEW JERSEY

Order No. G-16 issued under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation is amended and revised to read as follows:

For the reasons set forth in an opinion issued and filed with the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, and upon the written authorization of the Price Administrator pursuant to a directive from the Director of the Office of Economic Stabilization, it is hereby ordered:

**SECTION 1. Explanation of the order.** This revised order establishes adjusted maximum prices for sales in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, described in section 2 of this order, of fluid milk at wholesale in bulk to stores, hotels and restaurants and at retail and at wholesale in glass or paper containers. Maximum prices previously established under the General Maximum Price Regulation for retail sales and under New York Regional Orders Nos. G-4 and G-16 under Supplementary Regulation No. 15 to the General Maximum Price Regulation for wholesale sales in glass or paper containers and under Maximum Price Regulation No. 280 for wholesale sales in bulk to stores, hotels and restaurants in the areas specified in this order, are superseded by the maximum prices established herein.

This Revised Order No. G-16 also incorporates the increases relating to fluid milk permitted by Supplementary Order No. 164, issued and effective June 7, 1946.

**SEC. 2. Definitions.** (a) For the purposes of this order:

(1) "Fluid milk" means cow's milk which is produced, processed, distributed and sold for human consumption in fluid form as whole milk.

(2) "Grade A or Premium Milk" means "New Jersey Grade A Pasteurized Milk" or "New Jersey Grade A Raw Milk" as defined in "Official Grades for Raw and Pasteurized Milk and Cream", issued by the State of New Jersey Department of Agriculture in January 1939, as revised February 1, 1942, and containing not less than 4% butterfat content.

(3) "Milk of butterfat content over 4% (Not sold as Grade 'A' or Premium Milk)" means "New Jersey Grade 'B' Pasteurized Milk" as defined in "Official Grades for Raw and Pasteurized Milk and Cream" issued by State of New Jersey Department of Agriculture in January 1939 as revised February 1, 1942, and containing a butterfat content in excess of 4%.

(4) "Milk of butterfat content not over 4% (Not sold as Grade 'A' or Premium Milk)" means "New Jersey Grade 'B' Pasteurized Milk" as defined in "Official Grades for Raw and Pasteurized Milk and Cream" issued by the State of New Jersey Department of Agriculture in January 1939, as revised February 1, 1942, and containing a butterfat content of 4% or less but not less than 3.5%.

(5) "Milk processor" means a person who processes fluid milk and sells such milk in glass or paper container to sub-dealers.

(6) "Subdealer" means any milk dealer handling fluid milk within that portion of the State of New Jersey known



as Milk Marketing Areas Nos. 3 and 4, who purchased such milk in glass or paper containers from processors and resells all such milk to consumers, stores, hotels, restaurants and institutions within these areas in the same containers as those in which he purchases it from processors.

(7) "At retail delivered to the home" means a sale and delivery of fluid milk at retail from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes to the home of the ultimate consumer.

(8) "At retail out-of-store" means a sale of fluid milk at retail by a grocery store, meat market, dairy store, or other establishment which sells fluid milk separately or together with other purchases, to the ultimate consumer.

(9) "At wholesale into-store" means a sale and delivery of fluid milk in glass or paper containers or in bulk to a person licensed as a "Store" by the Director of Milk Control, State of New Jersey.

(10) "In bulk" means sales of fluid milk in other than glass or paper containers.

(11) "Milk Marketing Area No. 3" means that portion of the State of New Jersey consisting of those portions of Monmouth and Ocean Counties bordering on the Atlantic Ocean; including the coastal area designated as the north shore resort section. The Municipalities of Morgan, Keyport, Red Bank, Long Branch, Asbury Park, Lakewood, Toms River, and points south to Brigantine Inlet, which separates the counties of Ocean and Atlantic, are included in this area.

(12) "Milk Marketing Area No. 4" means that portion of the State of New Jersey consisting of the counties of Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset and Union.

### SEC. 3. Maximum wholesale prices—

(a) Sales at wholesale to subdealers. (1) The maximum price for sales of fluid milk by processors at wholesale in glass or paper containers to subdealers in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, shall be the applicable adjusted maximum price for the particular grade, quantity and size of container set forth in the following schedule.

#### SALES TO SUBDEALERS

[Average daily quantity on weekly basis]

#### Grade A or Premium Milk

In glass or paper containers:	Adjusted maximum price
1 to 300 quarts.....	14½¢ per quart.
301 quarts or more.....	14¼¢ per quart.
1 to 500 pints.....	8¢ per pint.
501 pints or more.....	7½¢ per pint.
1 to 500 half-pints.....	5¢ per half-pint.
501 or more half-pints.....	4½¢ per half-pint.
In bulk:	
Less than 40 quarts.....	13¼¢ per quart.
One to ten 40-quart cans (pasteurized).....	\$5.15 per can.
11 or more 40-quart cans (pasteurized).....	\$5.05 per can.
One to ten 40-quart cans (raw).....	\$5.05 per can.
11 or more 40-quart cans (raw).....	\$4.95 per can.

#### Milk With Butterfat Content in Excess of 4% but Not Grade A or Premium Milk

In glass or paper containers:

1 to 120 quarts.....	14½¢ per quart.
121 to 1,200 quarts.....	14¼¢ per quart.
1,201 to 3,600 quarts.....	14¼¢ per quart.
3,601 or more quarts.....	14¼¢ per quart.
1 to 500 pints.....	7½¢ per pint.
501 or more pints.....	7¼¢ per pint.
1 to 500 half-pints.....	4½¢ per half-pint.
501 or more half-pints.....	4¢ per half-pint.

In bulk:

Less than 40 quarts.....	12½¢ per quart.
One to ten 40-quart cans (pasteurized).....	\$5.00 per can.
11 or more 40-quart cans (pasteurized).....	\$4.90 per can.
One to ten 40-quart cans (raw).....	\$4.90 per can.
11 or more 40-quart cans (raw).....	\$4.80 per can.

#### Milk With 4% Butterfat Content or Less but Not Grade A or Premium Milk

In glass or paper containers:

1 to 120 quarts.....	13½¢ per quart.
121 to 1,200 quarts.....	13¼¢ per quart.
1,201 to 3,600 or more.....	13¼¢ per quart.
3,601 quarts or more.....	13¼¢ per quart.
1 to 500 pints.....	7½¢ per pint.
501 or more pints.....	7¼¢ per pint.
1 to 500 half-pints.....	3½¢ per half-pint.
501 or more half-pints.....	3¼¢ per half-pint.

In bulk:

Less than 40 quarts.....	12½¢ per quart.
One to ten 40-quart cans (pasteurized).....	\$4.85 per can.
11 or more 40-quart cans (pasteurized).....	\$4.75 per can.
One to ten 40-quart cans (raw).....	\$4.75 per can.
11 or more 40-quart cans (raw).....	\$4.65 per can.

(2) *Buttermilk, chocolate milk, skim milk and other flavored milk drinks.* The processor shall increase his maximum price established in March 1942 for the particular fluid milk product by the following amounts:

For sales in quart containers (glass or paper).....	½¢ per quart.
For sales in pint containers (glass or paper).....	¾¢ per pint.
For sales in half-pint containers (glass or paper).....	1½¢ per half-pint.
For sales in bulk quarts.....	¾¢ per quart.
For sales in 40-quart cans.....	35¢ per can.

(3) *Special or premium milk (including but not limited to Guernsey).* The processor shall maintain absolute differential established in March 1942 between the price for milk with 4% butterfat content or less (but not Grade A or premium milk) and special or premium milk for the particular type, grade and size of container of fluid milk.

(4) *Homogenized, Vitamin D, Homogenized Vitamin D.* The processor shall increase his maximum price set forth above for the particular grade and type of fluid milk by ¾¢ for sales in quart containers; by ½¢ for sales in pint containers and by ¼¢ for sales in half-pint containers.

(b) *Sales at wholesale into—store, hotels, restaurants.* The maximum price for sales of fluid milk at wholesale in glass or paper containers and in bulk into—stores, hotels and restaurants in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, shall be the applicable adjusted maximum price for the

particular grade, type and size of container set forth in the following schedules:

#### WHOLESALE INTO-STORES

Grade	Size of container	Adjusted maximum price	
		Area III	Area IV
"A" or equivalent.....	Quart.....	18½¢	17¢
	Pint.....	10½¢	9¼¢
	Half-pint.....	5½¢	5¼¢
	Bulk quart.....	17½¢	16½¢
"B" (milk over 4% butterfat).....	Quart.....	17½¢	16½¢
	Pint.....	9¼¢	9¼¢
	Half-pint.....	5¼¢	5¼¢
	Bulk quart.....	16½¢	15½¢
"B" (milk not over 4% butterfat).....	Quart.....	16½¢	15½¢
	Pint.....	9¼¢	8¾¢
	Half-pint.....	5¼¢	5¼¢
	Bulk quart.....	15½¢	14½¢

#### WHOLESALE TO RESTAURANTS AND OTHER EATING ESTABLISHMENTS

Grade	Size of container	Cents	
		Area III	Area IV
"A" or equivalent.....	Quart.....	19	17½¢
	Pint.....	10½¢	9¼¢
	Half-pint.....	5½¢	5¼¢
	Bulk quart.....	17	16
"B" (milk over 4% butterfat).....	Quart.....	18	17
	Pint.....	9¼¢	9¼¢
	Half-pint.....	5¼¢	5¼¢
	Bulk quart.....	16½¢	15½¢
"B" (milk not over 4% butterfat).....	Quart.....	17	16
	Pint.....	9¼¢	8¾¢
	Half-pint.....	5¼¢	5¼¢
	Bulk quart.....	15½¢	14½¢

(1) *Buttermilk, chocolate milk, skim milk and other flavored milk drinks.* The seller (store, restaurant or other eating establishments) shall increase his maximum price established in March 1942 for the particular fluid milk product by the following amounts:

For sales in quart containers (glass or paper).....	¾¢ per quart.
For sales in pint containers (glass or paper).....	¾¢ per pint.
For sales in half-pint containers (glass or paper).....	1½¢ per half-pint.
For sales in bulk quarts.....	¾¢ per quart.
For sales in 40-quart cans.....	35¢ per can.

(2) *Special or premium milk (including but not limited to Guernsey).* The seller (store, restaurant or other eating establishment) shall maintain his absolute differential established in March 1942 between the price for "B" milk (not over 4% butterfat) and special or premium milk for the particular type, grade and size of container of fluid milk.

(3) *Homogenized, vitamin D, homogenized vitamin D.* The seller shall increase his maximum price set forth in paragraph (b) above for the particular grade and type of fluid milk by ¾¢ for sales in quart containers, by ½¢ for sales in pint containers and by ¼¢ for sales in half-pint containers.

(c) *Sales at wholesale to schools, institutions (hospitals), U. S. Government.* For sales of fluid milk at wholesale in glass or paper containers and in bulk to schools, institutions (hospitals), U. S. Government, the seller shall maintain his absolute differential established in March 1942 between the price to stores and the respective buyer for the particular grade, type and size of containers of fluid milk: *Provided*, That the maximum price shall not exceed the



maximum price established by the seller in March 1942 plus the following amounts for the particular grade, type and size of container:

(1) *Grade "A" or equivalent, grade "B" (over 4% butterfat). Grade "B" (not over 4% butterfat). Guernsey. Homogenized, vitamin D, Homogenized vitamin D.*

For sales in quart containers (glass or paper). 1½¢ per quart.  
For sales in pint containers (glass or paper). ¾¢ per pint.  
For sales in half-pint containers (glass or paper). ¾¢ per half-pint.  
For sales in bulk quarts. 1½¢ per quart.

(2) *Buttermilk, chocolate milk, chocolate drink, skim milk and other flavored milks.*

For sales in quart containers (glass or paper). 1¢ per quart.  
For sales in pint containers (glass or paper). ½¢ per pint.  
For sales in half-pint containers (glass or paper). ½¢ per half-pint.  
For sales in bulk quarts. 1¢ per quart.

**NOTE: Certified milk.** The maximum prices for sales at wholesale of certified fluid milk in glass or paper containers into stores, hotels, restaurants, other eating establishments, U. S. Government, schools and other institutions in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, shall be the seller's maximum price established in March 1942 plus the amounts set forth in the following schedule for the particular size of containers:

For sales in quart containers. 3¢ per quart.  
For sales in pint containers. 1½¢ per pint.  
For sales in half-pint containers. ¾¢ per half-pint.

**Sec. 4. Sales at retail.** The maximum price for sales of fluid milk in glass or paper containers and in bulk at retail out of store and at retail delivered to the home in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey shall be the effective adjusted maximum price for the particular grade, type and size of container set forth in the following schedules:

(a) *Sales at retail out of store.* The maximum price established by the particular seller under § 1499.2 of the General Maximum Price Regulation Plus 1¢ or the price set forth below, whichever is higher:

Grade	Size of container	Adjusted maximum price	
		Area III	Area IV
"A" or equivalent	Quart	20	19
	Pint	11½	10½
	Half-pint	7	7
	Bulk quart		
"B" (milk over 4% butterfat)	Quart	19	18
	Pint	11	10½
	Half-pint	6½	6½
	Bulk quart	18	17
"B" (milk not over 4% butterfat)	Quart	18	17
	Pint	10½	10
	Half-pint	6½	6½
	Bulk quart	17	16

(1) *Special or premium milk (including but not limited to Guernsey milk).*

The seller shall increase his maximum price established in March 1942 for the particular grade by the following amounts:

For sales in quart containers (glass or paper). 1¢ per quart.  
For sales in pint containers (glass or paper). ½¢ per pint.  
For sales in half-pint containers (glass or paper). ½¢ per half-pint.  
For sales in bulk quarts. 1¢ per quart.

(2) *Homogenized, vitamin D, homogenized vitamin D.* The seller shall increase his maximum price established in paragraph (a) above, for the particular grade by the following amounts:

For sales in quart containers (glass or paper). 1¢ per quart.  
For sales in pint containers (glass or paper). ½¢ per pint.  
For sales in half-pint containers (glass or paper). ½¢ per half-pint.  
For sales in bulk quarts. 1¢ per quart.

(3) *Buttermilk, chocolate milk, chocolate drink, skim milk and other flavored milks.* The seller shall increase his maximum price established in March 1942 for the particular type of milk by the following amounts:

For sales in quart containers (glass or paper). ½¢ per quart.  
For sales in pint containers (glass or paper). ¼¢ per pint.  
For sales in half-pint containers (glass or paper). ½¢ per half-pint.  
For sales in bulk quarts. ½¢ per quart.

(b) *At retail to the home.*

AT RETAIL TO THE HOME

Grade and size of container	Adjusted maximum price (area III and area IV) (cents)
"A" or equivalent:	
Quart	21
Pint	12½
"B" (milk over 4% butterfat):	
Quart	20
Pint	12
"B" (milk not over 4% butterfat):	
Quart	19
Pint	11½

(1) *Special or premium milk (including, but not limited to Guernsey).* The seller shall increase his maximum price established in March 1942 for the particular grade by 2¢ for sales in quart containers and by 1¢ for sales in pint containers.

(2) *Buttermilk, chocolate milk, chocolate drink, skim milk and other flavored milks.* The seller shall increase his maximum price established in March 1942 for the particular grade by 1½¢ for sales in quart containers and by ¾¢ for sales in pint containers.

(3) *Homogenized, vitamin D, homogenized vitamin D.* The seller shall increase his adjusted maximum price set forth above in paragraph (b) for the particular grade by 1¢ for sales in quart containers and by ½¢ for sales in pint containers.

**NOTE: Certified milk at retail.** The maximum prices for sales of certified milk at retail out-of-store and delivered to the home are set forth in Regional Order No. G-15, under Supplementary Regulation No. 15 to the General Maximum Price Regulation, issued May 10, 1946.

**SEC. 5. Calculations.** Where the adjusted maximum price is a unit figure containing a fraction of a cent, the seller must multiply such fractional unit figure by the total number of units in each sale or series of sales for which a single collection is made. Where the resulting amount contains a fraction of a cent or where only one unit is sold, the seller shall adjust the maximum price to the nearest full cent, except that if the fraction should be a half cent the seller shall adjust the maximum price to the next higher full cent (for example, the maximum price of 4½¢ for one unit shall be adjusted to 5¢ for one unit, 9¢ for two units, 14¢ for three units, etc.).

**SEC. 6. Geographical applicability.** Provisions of this order shall apply to all sales and deliveries at wholesale to sub-dealers and retail delivered to the home of the ultimate consumer of fluid milk in glass or paper containers within Milk Marketing Areas Nos. 3 and 4.

This order may be revoked or amended by the Regional Administrator at any time hereafter, either by special order, by price regulation issued hereafter, or by supplementary order which may be contrary thereto.

This order shall become effective June 28, 1946.

Issued this 28th day of June 1946.

JAMES L. MEADER,  
Regional Administrator.

Approved: June 27, 1946.

H. L. FOREST.

Acting Director, Dairy Branch,  
Production and Marketing  
Administration, United States  
Department of Agriculture.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697, I find that the issuance of Revised Regional Order G-16 under § 1499.75 (a) (9) of Supplementary Regulation No. 5 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280, is necessary to maintain the continued stabilization of the economy in the present emergency and will aid in the effective transition to a peacetime economy.

CHESTER BOWLES,  
Director.

Office of Economic Stabilization.

[F. R. Doc. 46-11516; Filed, June 28, 1946;  
3:04 p. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1323]

CONSOLIDATED ELECTRIC AND GAS CO.

### NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of June A. D. 1946.



Notice is hereby given that an application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Consolidated Electric and Gas Company ("Consolidated"), a registered holding company.

Notice is further given that any interested person may, not later than the 5th day of July, 1946, at 5:30 p. m., e. d. s. t., request the Commission, in writing, that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or request that he be notified if the Commission should order a hearing thereon; at any time thereafter such application-declaration as filed, or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said Act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application-declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which may be summarized as follows:

Consolidated, pursuant to a bank loan agreement, dated as of November 15, 1945, borrowed sums of money in the aggregate amount of \$14,500,000 from Central Hanover Bank and Trust Company and certain other banks. Consolidated gave its three year 2¾% notes due November 29, 1948, and pledged securities which it owned of certain subsidiary companies as collateral for said loan. The proceeds from said loan, together with other funds available to Consolidated, were used to redeem and retire all of the outstanding Collateral Trust Bonds of Consolidated.

Consolidated now proposes to prepay on account of the principal of said notes, on or before July 1, 1946, in accordance with the terms of said bank loan agreement, the sum of \$585,000 (such payment to be in addition to the \$165,000 payment in reduction of the principal of said notes due June 30, 1946). The loaning banks have agreed in consideration of said prepayment of \$585,000, and subject to the necessary authorization of the Securities and Exchange Commission under the Public Utility Holding Company Act of 1935, to reduce the rate of interest applicable to said notes from 2¾% per annum to 2½% per annum, effective as of July 1, 1946.

The present unpaid principal amount of said notes is stated to be \$12,885,000 and after giving effect to said payment of \$165,000 due June 30, 1946, and the proposed prepayment of the additional sum of \$585,000, the unpaid principal amount of said notes will be \$12,135,000. If the interest on said sum of \$12,135,000 is reduced by ½% per annum, the reduction in said interest payment would amount to \$60,675 per annum.

The applicant-declarant has designated sections 6 (a) (2) and 7 of the act and Rules U-20 and U-24, inclusive, as

being applicable to the proposed transactions.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 46-11582; Filed, July 1, 1946;  
10:22 a. m.]

[File No. 70-1320]

#### INTERSTATE POWER CO.

#### NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 27th day of June, A. D. 1946.

Notice is hereby given that Interstate Power Company ("Interstate"), a registered holding company, has filed a declaration pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 thereunder proposing certain transactions.

All interested persons are referred to said declaration, on file in the office of this Commission, for a full statement of the transactions therein proposed, which are summarized as follows:

Interstate proposes to sell to Gerald L. Schlessman, an individual, all of the gas properties and property rights owned by Interstate in and adjacent to the City of Waseca, Minnesota, consisting of a natural gas pipe line and distribution system, together with certain other assets appurtenant thereto, for a base price of \$210,605 in cash, subject to certain adjustments. Substantially all of the properties and assets proposed to be sold are subject to the lien of Interstate's First Mortgage Gold Bonds, 5% Series, due 1957. The declaration states that by utilization of credits now existing in favor of Interstate under the provisions of the indenture securing said bonds, a release of said properties and assets will be obtained without the necessity of depositing the proceeds of the sale with the corporate trustee. The net proceeds of the sale, remaining, after payment of expenses, will be added to Interstate's working capital.

It appearing to the Commission that it is appropriate in the public interest and the interests of investors and consumers that a hearing be held in respect of said matter and that said declaration shall not be permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing in respect of said matter under the applicable provisions of the act and the general rules and regulations promulgated thereunder be held on July 11, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On that day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held. It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before July 8, 1946, an appropriate request or application to be heard, as

provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Richard Townsend, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 of the act and to a trial examiner under the Commission's rules of practice.

Notice is further given of said hearing to Interstate, Gerald L. Schlessman, and to all interested persons, said notice to be given to Interstate and Gerald L. Schlessman by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by a general release of this Commission distributed to the press and mailed to the persons on the mailing list for releases under the act.

It is further ordered, That, without limiting the scope of the issues presented by said declaration otherwise to be considered in these proceedings, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the consideration to be received by Interstate is fair and reasonable;
2. Whether competitive conditions were maintained in respect of the proposed sale;
3. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers;
4. Whether generally the proposed sale by Interstate and the proposed acquisition by the purchaser meet the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 46-11583; Filed, July 1, 1946;  
10:22 a. m.]

[File No. 70-1316]

#### EAST COAST PUBLIC SERVICE CO. AND VIRGINIA EAST COAST UTILITIES, INC.

#### ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of June, A. D., 1946.

East Coast Public Service Company, a registered holding company, and its public utility subsidiary company, Virginia East Coast Utilities, Incorporated, have filed a joint declaration pursuant to sections 7 and 12 (b) of the Public Utility Holding Company Act of 1935 and Rule U-45 promulgated thereunder, regarding the proposed issue and sale by Virginia East Coast Utilities, Incorporated of its promissory note in the principal amount of \$150,000, bearing interest at the rate of 2½% per annum, maturing six months after date of issue, to the Baltimore National Bank of Baltimore, Mary-



land. The proceeds of such sale are to be used for the construction of property additions.

East Coast Public Service Company proposes to guarantee the repayment of such note with interest to the Baltimore National Bank.

Said joint declaration having been filed on the 10th day of June, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act, and the Commission not having received a request for a hearing with respect to said joint declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said joint declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said joint declaration be permitted to become effective;

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that said joint declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 46-11584; Filed, July 1, 1946;  
10:22 a. m.]

## UNITED STATES COAST GUARD.

### APPROVALS OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4481, 4488, and 4491, as amended, 49 Stat. 1544, 54 Stat. 163-167, 1028, sec. 5 (e), 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 404, 463a, 481, 489, 526-526t, 56 U.S.C. 1275). Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated

December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approvals of equipment are prescribed, effective upon the date of publication in the FEDERAL REGISTER:

### BUOYANT CUSHIONS FOR MOTORBOATS

Approval No. A-312, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Melman, Inc., 5910 N. E. Second Avenue, Miami 38, Florida.

Approval No. B-351, 13 1/4" x 17 1/4" x 2" rectangular kapok buoyant cushion, 20 ounces of kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Specification and Dwg. No. 1, dated 4 June 1946, manufactured by Howard Zink Corp., Fremont, Ohio.

Approval No. B-308, 12" wide, 21" length at back, 18" length at front, 2" thick, trapezoidal shape tufted buoyant cushion, 20 ounces of kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 5-27-46, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 2, New York.

Approval No. B-352, 17" x 18" x 2" rectangular buoyant cushion No. 31, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. Nos. 6770 dated 26 May 1946, and 3681 dated 5 June 1946, 40 ounces kapok, manufactured by Chris-Craft Corp., Algonac, Michigan.

### FIRE EXTINGUISHER

Model 4T four-pound carbon dioxide fire extinguisher, Assembly Dwg. No. M-890008, Rev. O, dated 8 April 1946, Nameplate Dwg. No. 67111, Rev. O, dated 10 December 1945, manufactured by Walter Kidde and Co. Inc., 675 Main Street, Belleville 9, N. J.

### EMBARKATION-DEBARKATION LADDER

Type 8PL-A embarkation-debarkation ladder, chain suspension, aluminum ears, Dwg. dated 5 June 1946 and Specification, submitted by H. K. Metal Craft

Manufacturing Co., 3775 Tenth Avenue at 203rd Street, New York 34, New York.

### LIFEBOAT

18' x 5.75' x 2.42' steel oar-propelled lifeboat, 15-person capacity, General Arrangement Dwg. No. 757-1, altered 6/27/44, submitted by Welin Davit and Boat Division of the Robinson Foundation, Perth Amboy, New Jersey.

Dated: June 25, 1946.

[SEAL] J. F. FARLEY,  
Admiral, U. S. Coast Guard,  
Commandant.

[F. R. Doc. 46-11606; Filed, July 1, 1946;  
11:45 a. m.]

### WITHDRAWAL OF APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, as amended, 54 Stat. 163-167 (46 U.S.C. 375, 526-526t), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following withdrawal of approval of equipment is prescribed, effective 31 July 1946:

### BUOYANT CUSHION

Withdrawal of approval of buoyant cushion, Approval No. B-69 (Modified U. S. Gov't Vest, Universal Size) (Drawing dated 10-16-41), manufactured by the American Pad and Textile Co., Greenfield, Ohio. (Approved 19 November 1941, 6 F.R. 5881).

Notwithstanding the withdrawal of approval of the above item of equipment, any carrying Approval No. B-69 may be used so long as in good and serviceable condition.

Dated: June 25, 1946.

[SEAL] J. F. FARLEY,  
Admiral, U. S. Coast Guard,  
Commandant.

[F. R. Doc. 46-11607; Filed, July 1, 1946;  
11:45 a. m.]